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THE

HISTORICAL WORKS

OF

SIR JAMES BALFOUR

OF DENMYLNE AND KINNAIRD, KNIGHT AND BARONET;

LORD LYON KING AT ARMS TO CHARLES THE

FIRST, AND CHARLES THE SECOND.

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SOME BREIFFE

MEMORIALLS AND PASSAGES

OF

CHURCH AND STAITE,

FROM

M.DC.XLI——M.DC.XLIX.

THE

ANNALES OF SCOTLAND.

King Charles the First,

(CONTINUED.)

1641.

THE 14 of Januarij, 1641, the estaits of parliament mett at Edinbrughe, quher the Kings Maiesties warrand, wnder his hand, producit by his aduocat, directed to the estaits of parliament; it was adiorned to the 13 day of Appryle, in this same zeire, 1641.

The Lord Burlie was chosen president of this meitting of parliament, quhervpone passed ane acte of continuatione, published by a herauld, and or-

dained to be printed; and the parliament declared current, according to the tenor of the acte of the second of Junij, 1640.

13 Aprilis.—The noblemen and commissioners of parliament mett at Edinbrughe, this 13 day of Apryle, 1641, and by his Maiesties warrand, wnder his hand, directed to the parliament, and presented by his aduocat, the parliament wes againe adiorned wntill the 25 day of Maij, 1641.

The Lord Burlie was chosen president for that meitting, by the haill parliament, quhervpone passed ane acte of continuatione, ordained to be printed, and the parliament declared to be current, wntill the forsaid 25 of Maij, according to the tennor of the acte of the second of Junij, 1640.

25 Maij.—One the 25 of Maij, 1641, ther mett of the nobility, in the parliament housse at Edinbrughe, the

Earles of Argyle,	Lordes Lindesay,
Sutherland,	Sinclaire,
Cassiles,	Balmerinoche,
Montrois,	Couper,
Eglintone,	Burlie,
Marr,	Naper,
Marishall,	Ihonston,
Kingorne,	Frasser,

Viscount Keanmure,

with only 3 absent of the haill commissioners of

shyres and burroughes, quher the Lord Burlie wes elected president of this sessione of parliament also; and his Maiesties letter was produced by his aduocat, Sr Thomas Hope of Craigehall, adiorninge the parliament agane till the 15 day of Julij, 1641, at wiche tyme his Maiesty faithfully promissed ather to keepe the said meitting in persone, withoute aney furder continuatione, or ells send suche a commissioner to doe the same, that shoulde if them all contentment. Quherwpone past ane acte of continuation, wntill the forsaid day, and the parliament till then ordained to be current, according to the tennor of the acte of Junij, 1640.

At this sessione of parliament, ther past ane acte, not to passe from the Earle of Traquaire, as one of the cheiffe of the incendiaries, and a warrant directed from the parliament, to the Scotts commissioners at London, to haue them all sent home.

Ther past ane acte, lykwayes, this same day, that nather the Kinges aduocat, nor aney other aduocat imployed for the stait, counsaill, plead for, or adwysse aney of the incendiaries, wnder the paine of heigh tresson.

The Diurnall of the 2d Parl: of our Soueraínge Lord, King Charles,

From the 15 day of Julay, 1641, to the 17 of Nouember, holden at Edinbrughe, this same zeir, the Kinges Maiestie being present.

The parliament being continued till the 15 day of Julay, 1641, at wich day the 3 estaits conveined, and elected Robert, Lord Burlie, to be ther president; after much debait, being voyced to sitt still.

The burrowes did offer to the housse ther woyces in wreat, with this protestatione, that if aney thing should be proponed that might preiudge the liberties of ther estait, they should be free to reseile therfrom.

The barrons gate this protestatione of the burrowes till be adwysed with till the nixt day; and then it was ordred, with the consent of the 3 estaits, that nothinng should be agitat in parliament that might concerne aney particular estait, quherin they might be intressed, vithout ther auen consent till the 10 day of Agust.

Noblemen, present at the parliament this day, wer:—

Earles of Argyle,	Earles of Eglintone,
Sutherland,	Cassiles,
Mar,	Glencairne,

Earles of Home,
Dumfermling,
Kingornie,
Kelley,
Buckleuche,
Hadingtone,
Galloway,
Louthean,
Southescke,
Wymees,
Dalhousie,
Finlater;
Viscount Keanmure;
Lords Lindesay,
Forbes,
Zester,

Lords St Claire,
Elphingstone,
Borthwicke,
Boyde,
Loudon,
Balmerinoche,
Blantyre,
Burlie,
Coupar,
Cranstone,
Amont,
Jhonstone,
Forrester,
Kircubright,
Balcarras,
Frasser,
Loure.

Commissioners for shyres of the barons present this day.

1 Sr Jo: Vauchope of Nidrie;
Edinbrughe, Sr Da: Crightone of Lugtone.
2 Sr Tho: Morton of Camvo;
Fyffe, Villiam Rige of Ederney.
3 Sr Jo: Dundas of the same;
Linlithgow, Sr Jo: Streueling of Carden.
4 Laird of Lemingtone;
Clydsdaill, Sr Valter Steuart of Minto.

5	Sr Robert Greire of Lage;
Drumfreis,	Sr Jo: Chartres of Enisfeild.
6	La: of Balwie;
Dumbartane,	La: of Carrick,
7	Sr Charles Erskeine of Banteithe;
Strewelinge,	Sr Ja: Murray of Polmais.
8	Vaughtone being absent, Sr Pat:
Hadingtone,	Murray of Elibancke, for him till his returne;
	Sr Jo: Hamilton of Prestone.
9	Sr Da: Home of Vedderburne;
Beruicke,	Sr ——— Cockburne of Langtone, barronet.
10	
Sutherland,	Laird of Putrossie.
11	
Clackmanan,	Sr Tho: Hope of Kersse.
12	
Elgyne,	Sr Rob: Innes of the same.
13	
Nairne,	La: of Maynesse.
14	Sr Jo: Murray of Blackbarroney,
Peibles,	barronet;
	Laird of Stennopes.
15	
Bute,	Laird of Keames.
16	Laird of Giffane;
Aire,	Sr Heu Campbell of Cesnocke.

17	Sr Gilbert Ramsay of Balmaine,
Mearnis,	barronet;
	Sr Robert Grahame of Morphie.
18	Robert Pringell of Stichell;
Roxbrughe,	Ellet of Stobbes.
19	Sr Jo: Moncreiff of the same, Bar-
Perth,	ronet;
	Sr Tho: Ruthuen of Freeland.
20	
Galloway,	Gordon, La: of Earlestone.
21	Laird of Kilhill;
Vigtone,	Laird of Mertone.
22	Sr Vill: Forbes of Cragewar, I
Aberdeine,	ronet;
	Jo: Forbes of Lesley.
23	Sr Ludouicke Houstone of the same
Renfrow,	Sr Patricke Maxswoll of Newearke
24	James Lyone of Aldebar;
Forfar,	Sr Jo: Erskeine of Dune.
25	Sr Vill: Scot of Harden;
Forrest,	La: of Torredlie.
26	Laird of Dunevegen;
Innerness,	Laird of Losseline.
27	Sr Rob: Campbell of Glenvrquhay,
Argyle,	Barronet;
	Sr ——— Campell of Achinbrecke,
	zounger.

28

Bamffshyre, Laird of Birkinbolge.

29

Keanrosse, - - - - - -

Orknay, - - - - - -

One commissioner for euerey one of the following burrowes, and tuo for Edinbrughe, wer present this day:—

Edinbrughe,	Kingorne,
[illegible]	[illegible]
[illegible]	[illegible]
[illegible]	Jedbrughe,
[illegible]	Kircubright,
[illegible]	Vigtone,
St. Andrewes,	Pittinveeme,
Glasgow,	Dumfermlinge,
Aire,	Anstroyther Vester,
Hadingtone,	Selkirke,
Daysert,	Dumbar,
Kirkcaldey,	Dunbartane,
Montrois,	Renfrew,
Coupar,	Lanarke,
Anstoyther Easter,	Elgyne,
Drumfreis,	Peiblis,
Innerness,	Carail,
Brunt Iland,	Tayne,
Innerkethinge,	Culrosse,

Bamffe,	North Beruicke,
Nairne,	Cullane,
Forfar,	Kilrinney,
Rothesay,	Lauder,
Whitherne,	Annan,
Lochemaben,	Sanquhare,
Aberbrothe,	Neugalloway,
Forres,	Dornoche,
Ruglen,	Queinsferrey.

The parliament is consented to sitt and prepaire bussines till the [illegible] of Agust, (at wich tyme our commissioners did vnderstand that ather hes Matie or his Commissioner should be present;) and not befor then to determine aney thing, vnlesse the vrgent affaires for the good and peace of the countrey did requyre it. This ordinance wes carried by 50 woyces.

16 Julij, Fryday. Sessio 1.

A comittee chossen for ordring the housse:—

Nob:	*Barr*:	*Burrowes.*
E. Louthean,	La: Dune,	Dundie,
Lord Amont,	La: Cragewar,	Aberdeine;

togider with the Earle of Kingorne, tutor to the Lord Grate Constable, and the Earle of Mar for the Earle Marishall, in respecte of his absence.

This day in a committee chosen by the housse to draw vpe ane anssuer to the Kinges letter.

The Earle of Traquaires charge, containing 26 sheetes of paper, this day read in the housse.

17 Julij, Satterday. Sessio 1.

The incendiaries called one by ther names, by 3 maissers, at the 2 barrs and grate dore.

A double of the trettey with England ordained this day by the housse to be giuen to eache estait.

This day the housse ordained eache nobleman that shall happin to be absent a day, to pay 12 lib.; eache barrone, commissioner of a shyre, 6 lb. 13 sh. 4 d.; eache commissioner of a bru[illegible], 3 lb. 6 sh. 8 d. without leiue, or a resonable excusse.

Sunday, 18 of Julij, ther wes no sermon in the parl: housse, bot all vent to the toune churches.

19 Julij, Monday. Sessio 1.

This day the comittee for ordring the housse made ther report, wich after some debait wes votted and alloued, in 13 artickells, by the housse.

The trettey with England read this day.

The committee for anssuering the Kings letter made ther reporte this day, and the draughte therof wes read in the housse of the Lordes, and sent to the Barrons and Burrowes to be considered off.

The Lord Kirkcubright obteined leiue of the housse for 8 dayes to goe home, in respecte of his Ladeyes sicknes.

20 Julij, Tuesday. Sessio Vnica.
Pomeridiana.

Ane anssuer to the Kings Ma^tie letter to thesse poyntes proposed by the commissioners to the parliament, wes read and votted, and name of the quhole housse, ordained to be subscriued by the Lord Burlie, president of the parl: and by 4 of eache estait.

Nob:	*Barrons.*	*Burrowes.*
Argyle,	La: of Innes,	Edinbrughe,
Sutherland,	La: of Dune,	Perthe,
Mar,	La: of Camuo,	Dundie,
Amont.	La: of Kersse.	Aberdeine.

A letter directed from the parl: to ther commissioners at London, ordained to be subscriued by the præsident onlie, I. P. D. P.

A bill this day exhibit to the housse by the Earle of Argyle and S^r Thomas Hope, his Maiesties aduocat, craving a dispensatione for holding a justice courte in tyme of parl: one Mr Johne Steuarte, wich wes granted.

This day, the Earle of Argyle, in face of parl: solemlie protested, that since the matter of Mr Johne Steuartes trayell did not onlie concerne him in honor and crydit, bot the quhole housse also; as for hes auen intrest, he publickly auowdied that he did not beare malice aganist aney mans persone; bot quhat the sequell of it might proue, he remitted to

the wysse consideratione of the housse; and least it should be thought that the Judges did fauor him in ought, he humblie desyred that the housse wold be pleassed to appoynt some of ther number to be assessors to the justice deputts, that by ther helpe and adwysse thesse thinges might be decydit by law.

The hous granted this petitione, and ordained the Lord Balcomey, one of the Senatores of the Colledge of Justice, with one of eache estait to assist the Judges.

Nob: The Lord Elphingstone;
Barr: Vill: Rige of Ederney;
Burrowes, Jo: Semple of Dumbartane.

21 Julij, Veddinsday. Sessio 1.

The Lord Elphingstone did petitione the housse, that hes conscience wold not suffer him to sitt as judge to Mr Johne Steuart, in respecte he himselue wes within degrees desendait to my Lord Argyle.

The [housse] ordaines the said Lord Elphingstone and hes coleauges assers to proceid and doe justice.

Colonell Lindesay, constable of Edinbrughe castell, by his bill demandit of the housse, if or not he might receaue aney petitions from the Earle of Montrois, Lord Naiper, and the Laird of Keir, to deliuer to ther frindes.

By woyces the housse did warrant him to receaue ther petitions, and deliuer the same to ther frindes, that they might present them to the parliament.

Hes Ma^ties^ 5 demands wer publickly read, and eache estait ordained to haue a copey of them, and to returne ther anssuers therto to morrow at 9 a clocke.

Sessio 2da.

A bill giuen in to the housse by Mr Johne Steuarte of Dualley, and Steuart, hes tenant, suplicating that the housse wold ordaine my Lord of Athole and hes Balzie, to be citted to compeir befor the parl: to morrow, and obiecte if they coulde quhay the said Steuart, Dualleys tenant, shoulde not find cautione befor the justice to anssuer for hes aledgit thifte, for wich the said Earle of Athole most vrangously persewes him in his courte.

The housse ordaines the Earle of Athole to be citted to anssuer this bill, aganist to morrow, the 22 of this instant, and the partey to be againe citted a new.

The La: of Camuo, commissioner for Fyffe, gaue in a bill to the housse, anent his precedencey in parl: before Lotheanshyre, and desyred the same to be recordit for hes exoneratione to the shyre.

This bill receaued noe anssuer.

A petitione presented to the housse this day by the Lord Erskyne, from the Earle of Montrois, humblie intreatting the housse, that they wold be pleas-

ed to licence himselue, Naper and Kerre to meitt and talke togider in audience of Colonell Lindesay.

This same day, the Lord Napeir did send a humble petitione to the housse, intreating that nothing might be read in the housse that might preiudge them, or ather of them; wich might giue the housse a bade informatione of them, wntill that first they wer hard to cleir themselues.

Both thesse petitiones receued this anssuer, that the housse wold take bothe thesse petitiones to ther consideratione in dew tyme, and at ther most convenient leasure.

The committee for setting dooune the artickells for ordring the housse, wer ordained, since they wer wotted, to causse wreat them in mundo, and deliuer a double of them to the Earle Marishall.

22 Julij, Thursday. Sessio 1.

The housse this day made choysse of a committee of 4 of eache estait, to cognosce vpone the generall estaits oppinions anent the trettey with England, and hes Ma^ties^ demands; and to reporte to the housse.

Artickells aganist Montrois, Naper and Keir, after much debait wer wotted, and ordained to be read publickly in the housse, extra incarceratorum presentiam.

Sessio 2da.

The housse being informed this day, that the exchequer wes sitting, sent a varrand by a maisser to

them to desist, and compeir befor the parl: and giue a compt quhat they had done.

They compeired, and by the haile housse wer ordained to pas no signatours without a dispensatione from the parl: and that they be first sighted by the house; and for thesse 5 signatours they had alredey passed, the housse ordained tuo of eache estait to weiu them, and to report to the housse:—

Nob:	*Barrons;*	*Burrowes,*
E. Glencairne,	La: Aldbar,	Iruinge,
L. Amont,	La: Giffin,	Dumbartane.

They lykwayes ordained the Thesaurer Depute to receaue the Kinges rents from all that wold villingly pay them, bot not to denunce them rebells for not paying of them for this tyme, (in respecte maney wer absent at the armey,) and ordained a dispensatione to be drawin vpe for liim to this effecte.

23 Julij, Frydday. Sessio 1.

The Kinges aduocat being questioned for his being in the housse, alledgit that he wes ther as ane officer of estait, and aught not to be remoued, in respecte that he and his prædicessors for 160 zeires, wer in possession of a place and vote ther.

The housse, after a full heiring, anssuerid him, that according to the establisht order of the housse, they wold take his alledgeance 24 houres to ther consideratione, and in the meane tyme remoued him out of the housse.

The housse this day, ordained a proclamatione to be published, of a dispensatione to all inferior courts of judicatorey to sitt till the last day of Auguste, exeiming all in the armey, assembley and parliament, and in any vther publick imployment in the stait from ther sentence, pro hoc tempore.

Queres aganist the plotters drauin off the artickells, read the day preceiding wer read, and the questione wes moued, wither or not thesse artickells wer a sufficient ground of citatione aganist them ore not.

Sessio 2da.

The housse this afternoone fand, after much debait, and resoning by voyces, that ther wes sufficient ground of citatione aganist the plotters contined in thesse artickells read befor noone, and ordained them to be citted to anssuer befor the parliament, and the Kinges aduocat to persew and concur with the aduocatts of the estait, for the prosecutione of the same.

The committee for sighting the signatours did make ther reporte.

The committies of the 3 estaites for considering the trettey with England, did present ther obseruationes, wich wer red in the housse, and a committee appoynted till to morrow at 7 a clocke, to meitt and reconceill all thesse differences, and to reporte to the housse againe.

24 Julij, Satterday. Sessio vnica.

A petitione giuen in to the housse by Mr Johne Steuarte, quho wes sentenced to losse his head one Vedinsday, at 2 a clocke in the afternoone, at the crosse of Edinburghe, for fauor and mitigatione of the rigor of his sentence. It was read and remitted to be anssuered the nixt sessione.

A petitione exhibit to the housse by Francis, Earle of Buckleuche, anent some teindes of the Earle of Nidisdailles landes, wiche heretabley belonged to the petitioner, the takes being expyred; that the housse wold if command to Leiuetenant Colonell Home not to medle with them.

This bill wes takin to the consideratione of the housse.

Trettey with England, read all ouer in the housse.

Instructions in 13 artickells from the parl: to ther commissioners anent the trettey, ordained by the housse to be subscriued by the president of the parl: I. P. D. P. for all the estaits, and eache sheete of the trettey to be marked by the clerke.

A letter directed from the parl: to his Ma^tie anent the officers of estait, refering ther anssuers to be impairted to his Ma^tie and the Englische commissioners.

Petitione giuen in by the Lord Loudon, humblie desyring that the parliament wold be pleassed to

approue his imployments, and discharge him of all his commissiones bypast for the publicke.

The housse did find, that he had behaued himselue noblie, faithfully and wysslie in all his publick imployments, and that he not onlie deserued to haue ane acte of approbatione, bot lykwayes to be so reuarded by the estaits, that ther fauor and his deserts might be knowen to the posterity. Neuerthelesse his acte wes not to pass till the 17 day of Agust be expyred.

The housse, after some debait, votted that one onlie nobleman more wes to be sent vpe to London to make ther nomber æquall, tuo of eache estait, wich wes woyced to be Lord Loudone.

25 Julij, Sunday. The housse meett all in the grate parl: hall, quher Mr Henrey Rollocke, one of the ministers of Edinbrughe, preached befor noone. His text was Psal: 82, 1 versse; and afternoone, Mr Robert Douglasse, ane vther of the ministers of Edinbrughe; his text wes Daniell cap. 6 versse 25.

26 Julij, Monday. No meitting in publicke.

27 Julij, Tuesday. Sessio 1.

The housse ordaines aney 5 of the commissioners to subscriue the trettey with the Englische; beinng one of eache estait to make a coram.

The housse after deliberatione, by woyces ordained that during the tyme of the sitting of the generall assemblie, one only sessione of the parliament to be

eurey day; the assembley to sitt in the fornoone from 8 till 12, and the parl: in the afternoone from 2 till 6 or 7, as bussines should requyre.

The Earles of Mar and Vigtone did moue, that the plotters in the castle might be hard according to ther humble petitiones, and after some debait, the question wes staited thus: Quhen and how the prissoners in the castle should be hard? This question being put to the voyces of the housse, it wes caried, that they should be harde publickly in the housse in the afternoone; Montrois first, then Napeir, and lastly Keire; and they to absteine from particulars, or speking aney thing in the causse.

Sessio 2da.

Mr Johne Steuarts bill wes againe read publickly in the housse this afternoone, and after woycing, the judge wes ordained to putte ther sentence in executione at the tyme and place decreited.

My Lord Montrois compired publickly this afternoone, and in grate humilty said he wes come ther to know quhat wes the housse pleassure with him; saying that he wes hartily sorey that it wes his eiuell fortune to be put in the predicament with thesse that had done eiuell offices to the stait; howsoeuer he wold obey ther commandiments, and endeuore himselue to goe als neire as he could to giue them all humble satisfactione. He being remoued, wes

againe called, and asked by the president, if ore no he had aney thing more to say, quho anssuered, No.

Then the president told him, that the housse wold take it to ther consideratione, quhat coursse to take nixt, and in the meane tyme commandit him to returne to the castle.

It wes after much debait, voyced and ordred by the housse, that the plotters in the castle should be citted to anssuer befor the parl: one 15 free dayes.

The Lord Napeir, vpone his humble petitione this afternoone had audience also, quho in a verey confussed discoursse, did plead his auen innocencey in quhat he had done, as anssuerable to the lawes of God, nature and nations; and humblie besought the housse, that they wold consider that, as he imagined the honor of the natione wes intressed in ther particular. The housse returned him to the castell vithout aney anssuer at all.

The Laird of Keir had audience nixt, one his humble petitione. He said, that he, in all humility, did honor and reuerence the committee of estaits decree in committinng them to prisson, and as for himselue, he quholly remitted himselue to the pleasure and disposing of the housse; and desyred that they wold be pleassed, after ther citation, to suffer to meitt togider.

The president anssuered, that the housse wold consider quhat he had said, and in deu tyme wold

giue ther determinatione, and quhen they wer called they might giuen ther bill, and the housse wold giue them a resonable anssuer according to equitie.

Jeane Currur gaue in a humble supplicatione to the housse, desyring a dispensation to the justice to sitt and sentence ane Fraser, that had murthered her husband, named Eduard Scola. This petitione ves granted.

28 Julij, Vedinsday. Sessio vnica.
Pomeridiana.

The generalls letter to the parliament read.

Our commissioners letters at London, directed to the generall, read publickly in the housse, contaning maney particulars anent the disbanding of the armey, payment of the arreires, and 80 thousand pound starling.

A committee of 6 of eache estait, chosen to draw vpe the artickels, and anssuer the forsaid letters.

Nob:	*Bar*:	*Burrowes.*
E. Glencairne,	La: Vedderburne,	Edinbrughe,
E. Loutheane,	La: Dune,	Glasgow,
Lord Lindesay,	La: Nidrie,	Linlithgow,
Lord Coupar,	La: Lugtone,	Dundie,
Lord Amont,	La: Harden,	Aire,
Lord Balcarras,	La: Cesnocke,	Streuelin.

Tua letters from our commissioners, at London, directed to the Earle of Dumfermling and Lord Loudon, read in the housse, anent the incendiaries,

and not concluding aney actes till the 17 day of Aguste, wich if they wold doe, they assurid the housse they wold extremly offend his Ma^tie, and marr a werey faire game.

The anssuering of thesse tua letters remitted to the consideratione of the estaits till the nixt session.

A committee of sex of eache estait appoynted for the incendiaries, and to proceid in the processes according to the instructions to be giuen them by the housse.

Nob:	*Barr:*	*Burrowes.*
E. Argyle.	Laird of Morphie,	Perth,
E. Eglintone,	Laird of Lage,	Aberdeine,
E. Cassiles,	Laird of Elibanke,	Montrois,
E. Finlater,	Laird of Steichill,	Irwinge,
L. Zester,	Laird of Achinbrecke,	Hadingtone,
L. Fraser.	Laird of Kersse.	Bamffe.

Committee for the bills wer appoynted, 4 of eache estait, viz:—

Nob:	*Bar:*	*Burrowes.*
E. Mar,	La: Cragewar,	Coupar,
E. Kingorne,	La: Balmainé,	Brunt-Iland,
Lo: Elphingstone,	La: Moncreiffe,	Kingorne,
Lo: Jhonstone.	La: Freeland.	Ruglen.

The humble petitione of James, Earle of Montrois, nou prissoner in the castle of Edinbrughe, to the housse, crauing that they wold comand S^r Lewes Steuarte, Mr Johne Nisbet, and Mr Johne Gilmore,

to be his aduocats, and that they in the castle imprissoned, might meit and conferre togider.

The housse tooke this supplicatione to auisandum till to morrow; onlie Nisbet and Gilmore wer ordained to goe to Montrois and consult with him.

29 Julij, Thursday. Sessio vnica.

Petitione from the Earle of Montrois, presented to the housse this day by the zounge Lordes Erskyne and Fleminge, and read; quherin he demandit, 1, that Sr Lewes Stewart should be commandit to consult and plead for him; 2ly, to haue the 15 free dayes quheron he wes cited to anssuer to his lybell befor the housse, to be from the meiting of ther aduocats; 3, that the 4 prissoners in the castle might be suffred to meit togider.

After some debait, by plurality of woyces, the housse fand, 1, that all aduocats, except thesse for the stait, should consult with Montrois, bot not plead at this tyme; 2o, they should not meitt togider wntill they wer all first citted, and a comitte be appoynted by the housse to rewiew ther processes, and see if ther be aney interrogators, to pose them one befor they can be admitted to meitt togider; 3ly, as for 15 dayes after the expyring of the first 15, the housse will take it to ther consideratione till then.

Instructions sent by the parl: to ther commissioners at London, in anssuer to the letters read zester-

day, are read this day in the housse; as also a letter to goe with the instructions to the commissioners anent the disbanding of the armey, &c.; that all the armey should disband one the payment of the arreirs of 80 thousand lib. starling; bot if it could not be payed, then that 3000 foote, and 1000 horsse should stay till it were payed, and that befor the Scotts armey passe Tueed; the 2 garisons of Berwick and Carleill to disband.

The incendiaries this day wer 3 seuerall tymes called to compeir, to viz:—

Johne, Earle of Traquaire;
Sr Johne Hay;
Sr Robert Spotswood;
Mr Johne Maxswoll, once B. of Ross;
Dr Valter Balcanquell;

the aduocators for the stait tooke to morrow to verifie the executione of the sumonds aganist them.

A petitione to the hous by the children of Mr Johne Steuarte for his escheit.

The hous ordained the Thr depute to passe the same gratis to his children, they finding cationе that his creditors be not frustrad of ther iust debts.

30 Julij, Fryday. Sessio vnica.

Varrante granted by the housse to Stephin Boyde of Temple, to make payment to Colonell Lindesay, Capt: of Edinbrughe castle, 2 weekes pay in the first and reddiest of the castle rents.

Instructions from the parl: to ther commissioners at London, with a letter to them, wer both read publickly and votted in the housse, and ordained to be subscriued by the president, in name of the quhole parliament.

A letter from the parl: to the generall of ther armey, read publickly, containing ane anssuer to his letters wretten to them, and read in the housse 28 day, anent the reteering of the armey, payment of moneyes, and reformer officers.

Commissione giuen by the parl: to ther commissioners at London, to examine vittnes aganist the 5 pryme incendiaries, opinly read in the housse, and alloued by the estaits.

The Earle of Dumfermling, after some debait anent his carriage, being a commissioner, by maneyest woices (after he had cleired himselue) wes ordained to goe to courte with the forsaid instructions and letters.

Order by the housse to the Lord Leiuetenant Generall to command all officers and commanders vpe to their chairge, wnder suche paines as he shall thinke fitting, quho are not imployed in assembley and parliament.

Colonell Lindesay commandit by the housse, as he will be anssuerable to the stait, not to suffer no more aduocats and frindes come neir Montrois, nor he by his garrisone can command.

The [housse] ordaines Colonell Lindesay as Capitane of the castle, to haue from the stait 200 merkes mounthly.

The hous this day by ther acte ordaines the Earle of Traquaires name to be delet out of all signatours to be passed.

The housse ordaines Sr Alexander Gibsone of Durie, elder; Sr Johne Hope and Sr Johne Scot, Senators of the Colledge of Justice, to attend the parliament.

31 Julij.—Saterday. No sessione of parliament.

1 *Aguste*.—Sunday, ther preached to the housse, befor noone, Mr Androw Ramsay. His text, 52 Psal: 7 versse; and afternoon, Mr James Bonar, minister of Maybol, text 7 Job: 5 versse.

2 Agusti.—Monday. The assembly had tuo sessions, and the parl: none.

3 Agusti, Tuesday. Sessio vnica.

Petitione exhibit to the housse this day by Gilbert, Earle of Erole, Grate Constable of Scotland, and Johne, Earle of Kingorne, hes tutor, for the exhibitione of a manslayer, to be judged by him, as within the constables verge in tyme of parliament.

The housse, after much debait, ordained the toune of Edinbrughe to exhibit the manslayer to the constable and his deputts, with liberty to the toune of Edinbrughe to protest, prout de jure.

E. of Montrois humblie desyres the housse this

day, by his frindes, to haue a copey of the depositions of Mr Robert Murray, Mr Johne Robertsone, Valter and Mr Johne Steuarts, to adwysse with hes aduocatts for his auen defence.

Thesse demands the housse took to auisandum.

A letter from Generall Maior Monro to the housse read publickly, anent the want of 7 mounthes pay to his regiment.

This letter ad auisandum till to morrow.

The Lordes Angusse, Montgomerey, Maitland and Elcho, all Earles eldest sones, cam to the housse this day. The barrons and burroughes wold not vote till they wer remoued, in respecte they wer ther contrarey to the orders of the housse.

They wer remoued, and commandit by the housse to expecte ane anssuer to-morrow.

The committee for bills this day had the pouer declared, by the voyces of the housse, to pas bills for citatione onlie, and one of eache estait to subscriue them; and as for all vther bills, to make report of them to the housse.

4 Agusti, Vedinsday. Sessio Vnica.

Petitione this day giuen in to the housse by William Drumond of Ricartone, one of the commissioners for the trettey in England, humblie desyring he might be cleired anent some letters of his intercepted vith Valter Steuarte, and that he might goe to hes charge at the armey.

This petitione receued no vther anssuer this day, bot onlie Riccartons letters to his wyffe, and hes letters to the Laird of Keir, wer read publickly in the housse; as also hes anssuers vpone the interragators proposed to him by the comittee.

Halffe of eache committee this day appoynted to be a coram for eurey committee.

The housse ordaines the Lyone King of Armes to if command to a herald to pas to the crosse of Edinbrughe, and ther, by opin proclamatione, ordane aney of the 5 pryme incendiaries that are out of the countrey, that hou soune soeuer they come in it, to enter ther persons in prissone, according to the acte of parl: and the resetters of them to be punished by the parl: in ther persons, fortuns and estaits.

Some remonstrances from the comittee for the incendiaries read publickly in the housse, crauing the housses resollutione of them; amongest which wer this one of not, viz. If aney of the housse that has a voyce, being a judge, may be a vittnes aganist aney of the incendiaries.

After some debait, the housse fand by woyces, that aney one of the 3 estaits may be admitted both as a vittnes, and voyce as a judge, aganist aney of the incendiaries; and all did aggree to the rest of the artickels of the remonstrance.

The hous ordaines the Earle of Cassiles, the Laird of Dune, and Prowest of Irwinge a neu, on some

poyntes to interrogat Riccartone, and to make reporte therof to morrow.

5 Aguste, Thursday. Sessio vnica.

The humble petitione of Anna Wymees, Viscountesse of Stormont, to the housse, read, and the Thr depute ordained to put the confirmatione of her ioynture, with the generall restrictions.

The Laird of Orrocks petitione, assured by the housse that they wold giue order to the Thr. depute not to pas his warde and mariage to Marey Young, till first he should be hard befor the parliament.

The vantes and mariages of the Lairdes of Cuninghamehead, Cromriges, Blare and Caldweell, quhosse fathers deyed in the countries seruice, ordained by the hous to be past by the Thr. depute to ther heires gratis.

The presbeterey of Vigtons supplicatione to the generall assembley recommendit to the housse this day, anent the ryotts and villanies done by Thomas Mack-gie, ane infamous banished notarey.

The hous on good groundes ordaines the Earle of Galloway to apprehend and produce him befor the parl: aganist the 17 day of Agust instant, as he will be anssuerable to the housse.

The committee for re-examining of Ricartone made ther reporte, wich wes publickly read.

6 Augusti, Fryday. Sessio vnica.

Ricartons heiring castin offe by woyces, and the publicke bussines entred too.

The committee for the plotters in the castle, makes ther reporte of Montrois, and Keirs depositions, wich wer publickly read.

A parcell of a letter of the Earle of Rothesse to the Earle of Argyle, read in the housse, for cleiring some passages of Keires depositions, wich he wold haue layed on my. Lord Argyle.

James Suord in St. Andrewes, and the prouest of Jedbrughe, being solemly suorne in presens of the haill housse, wither or not, and by quhom they wer dissuadit to come to the committee at Neucastle, to make diuisione in the armey. They anssuered, they wer dissaudit to come indeid by Mr Alexander Vedderburne, the clerke of Dundie, and Johne Smith of Edinbrughe, at the said clerkes instigatione. This did arrysse one some pairte of the Laird of Keirs depositions.

The interragators asked at Montrois, and his anssuers therto, read in the housse.

A scureuey infamous lybell found in the Earle of Montrois cabinet, pennd by himselue, aganist the countrey, in defence of the diuisiue band and banders, read publickly in the housse. It was wrettin by the hand of Johne Grhame, hes seruant, and interlynned with hes auen.

The housse ordaines the said Earle of Montrois to subscriue a declaratione aganist the said infamous paper manteined by him.

After muche debait in the hous, by woyces it wes at last ordered, that the copey of that diuisiue band alredey cancelled, togider with the banders declaratione, should in a faire maner, by tuo of eache estait, be represented to the generall assembley, and ther oppinions asked, wither or not suche a band may be subscriued in tyme coming, without the breache of the couenant and generall vnione.

7 Augusti, Satterday. No sessione.

8 Augusti, Sunday. Mr Dauid Dagleische, minister at Coupar, preached to the housse befor noone; his text, Josua, cap. 22. versse 9. Mr Robert Knox, minister at Kelso, preached afternoone; his text, Iob, cap. 1. versse 6.

9 Augusti, Monday. Sessio vnica.

The Laird of Atken acted himselue in the bookes of parliament, vnder paine of the losse of his fortuns and estait, for lawborrowes to Villiam Dicke and his children, till the morrou, ther wittnes be examined; and the Earle of Southeske, La: of Ederney and the Com: of Irwinge, ordained by the housse to examine them, and make report anent the alledget rayote done by Atken.

After much debait, by woycing it wes found this day, that the Kinges aduocat shall come to the

housse quhen he is called for, and sitt at the presidents feete couered; with this declaratione, that he shall not haue aney voyce, bot onlie sitt and giue his adwysse, and plead quhen he is commandit by the stait.

The acte of the generall assembly anent the banders, represented by tuo ministers and 2 ley elders to the housse this day, and read, with the assemblies offer to interceid and mediat peace betuix all the members of that honorable housse, giue aney difference wer.

The president gaue the commissioners from the generall assembley, in name of the housse, thankes, and villed them particularly to thinke thervpon.

Thesse followuing ouertoures wer this day proposed to the housse, wich wer takin to be adwysed by the estaits till to morrow.

1. That eache member of parl: may be tayed be the othe to giue ther woyce freely, according to ther conscience, good of religione, and peace of the 3 kingdomes.

2. That all papists be debarred the housse, and that they giue satisfactione to the churche, according to the actes of the generall assembley; and the disobedient to be fynned in the halffe of ther estaits, to be imployed by the adwysse of the parl:

3. That all quho have deserted ther countrey be not admitted till first they giue satisfactione.

4. That the registers be sighted.

5. That no nobleman take place, bot according to his creatione.

6. That the counsell and vther inferior judicatories be ordred.

The maner of the othe wich is to be takin by eache member of parliament wes read, and by the estaits takin to be adwysed with vill to morrow.

10 Augusti, Tuesday. Sessio vnica. Pomeridiana.

A letter of the 6 of Agust from the commissioners at London, read this day in the housse, anent the Kinges coming away to Scotland, the 9 of this instant. The arreirs auen to our armey compleitly payed; and the 80 thousand lib. starling shall be compleitly payed befor the disbanding of the armey, allouing to the 3 shyres 38,000 lib. and 200, deu to the said shyres from ws—Saluo calculo.

This [housse] ordaines James Murray this day, to haue all the ordinances of the castle that can conveniently be mounted, in redinesse to giue his Ma^tie^ a voley at his velcome.

The gentrey of East and Vest Lothean, ordaned to attend the King from Gledsmore to Edinbrughe, one Fryday nixt, be ten houres; and letters to be wrettin to them for that effecte, and subscriued by the president of the parl: in name of the housse.

The Earles of Argyle, Marishall, and the Lord Amont, ordained by the housse to goe meitt the King betuix Hadingtone and Tranent, (and the gentlemen forsaid to attend one them) and to present to his Ma^tie the housses humble seruice, and bid him heartly welcome.

To the first ouerture or artickle proposed, wes brought anent ane othe; the housse fand it most necessarey that ane othe should be administrat to eache member of the housse.

11 Augusti, Vedinsday. Sessio vnica.

The commissioners for the kirke did this day humblie petitione the parl: for cancelling and razing out of the bookes of counsell all suche actes as Traquaire had, with hes falls declarations, caussed insert ther, ad futuram rei memoriam, contrarey that wich himselue had done in the generall assembley holdin at Edinbrughe in A° 1639, quhill he wes Commissioner for his Ma^tie. This put to be aawyssed by the estaits till to morrow, according to the order of the housse.

The contents of the othe, after much debait, being read once and againe, wes votted and subscriued by all the members of the housse present.

Petitione from the Earle of Montrois to the housse, humblie desyring that he might haue the liberty to meitt with Naper and Keire, and that ac-

cording to hes former suplications, he might haue a double of ther depositions.

This petitione the housse remitts to the committee for the plotters, ather to interrogat one othe, or confront them, conforme to the commissione giuen by the housse.

Sr Robert Spotswood of Dunipace, knight, some tyme President of the Sessione, one of the 5 pryme incendiaries, is commandit by the housse to prissone in the castle of Edinbrughe.

12 Augusti, Thursday. Sessio vnica.

The petitione of the kirke presented zesterday, is this day granted, without a contrarey woyce.

Ouerturs by the committee for the north represents to the housse this day, annent the rebells and broken men of the Clangregor and Clanchamron. Avisandum till to morrou.

3 petitions from Naper, Keir and Blackhall, to the parl: humblie crauing licience for them to meit togider, and that they may haue coppies of thesse depositions, quheron ther citations is groundit, as also aduocats to consult with. The housse allowes them adwocats, and frindes to meitt with them, as Montrois had; and the Ladey of Keire hes licience to conversse with her husband.

The committee for the plotters reports to the housse anent Montrois and Keirs depositions one othe; and that Montrois refussed to anssuer one

othe to aney generall, bot onlie to particulars, that he might haue to recollecte himselue for that end.

The housse ordaines Montrois to be advertisd this night, to anssuer the committee to morrow peremterlie, quhat he sall be interrogat one othe.

The housse, after some debait, fand by voyces, that in all tyme coming the parl: should make choysse of ther auen president.

13 Augusti, Fryday. Sessio vnica.

Pomeridiana.

Petitione from Montrois to the housse read, quherby he humblie craues, that Sr Leues Steuarte and Mr Robert Mackgill may be varranted from the housse to plead for him; that they in the castell may meit togider; and that he may haue the extracte of some practiques out of the bookes of the adiornall.

The [housse] onlie grantes the last artickell of this petitione.

A bill to the housse by Sr William Cockburne of Langtone, Barronet, anent the office of grate vsher to the parliament, granted to his predicessors by K. Rob: 2d, wnder the grate seall, aganist Johne, Earle of Vigtone, aganist quhom he had recouered decreit in fore contradictoria parte comparente, read.

The housse appoyntes a committee of 2 of eache estait to cognosce of this bill, and to report to the housse.

Nob:	*Bar*:	*Bur*:
E. of Wymees,	La: Dundas,	Glasgow,
L. Lindesay.	La: Freland.	Kingorne.

A letter from the commissioners at London to the parl: daitit 10 Agusti, read, anent the Kinges home-coming, and certaine vther particulars.

To composse the differences betuix the tutors of the Lord Grate Constable and Marischall, anent the keyes of the housse, the estaits appoynted a committee of 4 noblemen, viz.

Argyle,
Mar,
Glencairne,
Seaforte.

Thesse follouing artickells wer by woyces concludit this day:—

First. That publicke bussines be first proponid, expede and concludit, befor aney priuat or particular be spokin offe.

2do. That 2 of eache estait, with the president of the parl: be sent to his Ma^tie, to represent to him all bussines that hes past alredey in parliament, for awoyding misinformations, viz.

Nob:	*Bar*:	*Burr*:
E. of Argyle,	La: of Kersse,	Aberdeine,
Lo: Amont.	La: of Innes.	St. Andrewes.

3io. That none be admitted to wote in the housse

bot suche as shall subscriue the couenant, band for manteining the actes of parliament, and othe; and proclamatione to be made by a herald at the crosse of Edinbrughe for this effecte.

4to. That the officers of estait be excludit from aney woyce in parl: conforme to the acte 22 of Junij, 1639, approuin by his Maiestey; and that all actes be repelled that gaue them place and vote in parl:

5to. That no nobleman, being ane officer of estait, haue place bot according to his creatione, except the Lord Chancelour of the kingdome allenerley.

14 Augusti, Satterday. Sessio vnica.

This being the perremter day to wich the Earle of Montrois wes cited to anssuer befor the parliament, after some debait, by woyces he wes ordained to compeir in persone at the barr, as a delinquent, in the place appoynted for the comon incendiaries, wich he in all humility obayed, and hes trayell wes delayed till the 24 day of Aguste instant.

The committee for the north made ther report to the housse this day, and ther ouertours wer redd.

The housse ordaines Farchersone of Innercald to leuey a 100 men for securing the shyres of Angus, Merins, Mar and Bamffe, for 2 mounthes; the countrey to pay him, and the comittee to giue him ane ample commissione and instructions from the parl:

A petitione exhibit to the hous by Alex: Cunighame, in Carell, anent his losse of 200 lib. starling,

and 18 mounthes imprissonment in England for the comon causse.

This petitione by the hous found to be juste, and to merite reparatione, wich they in dew tyme will take particularly to ther consideratione.

4 bills this day recommendit by the comissioners of the kirke from the generall assembley to the parl: anent the eiuell wssage of 4 ministers by the excommunicat rebells in the northe, and north vest Heighlands.

The consideratione of thir 4 bills the housse does remitt to the committee for the north, and they to report to the housse.

This day the Kinges Ma^tie^ came to Holyrudhous about 6 a clocke at night; the nobility and barrons kist his hand in the longe gallerey.

15 Auguste, Sunday. His Ma^tie^ hard sermon in the abbey churche, quher Mr Alexander Hendersone preached to him before noone; and afternoone he went not to sermon, bot being weirie, repossed himselue in priuat.

16 Agusti, Monday, ther wes noe meitting of the estaits in publicke, onlie hes Ma^tie^ did meitt with hes counsell, quher it wes debaited wither or not the parl: should anew ryde, since hes Maiestie wes come in persone. The Kinges aduocat offred to produce sundrey præcidents quher that parl: hes ridden 3 seuerall tymes; alwayes it wes resolued by hes Ma^tie^

and counsell, that one Tuesday hes Ma^tie^ should heire sermon in the abbey churche in the morning, and therafter goe vpe to the parl: in cotche, and alight at the ladeyes steppes, and a varrant wes giuen to the Thr depute to bring the regalia to that place. The Marques Hamilton ves ordained to beare the croune, the Earle Argyle the scepter, and the Earle of Sutherland the suord.

17 Augusti. Tuesday, Sessio 1.

The Kinges Ma^tie^ came to the hous about 11 houres, the heraulds preceiding the honors, and the trumpets them.

At his Ma^ties^ entrey wnto the hous, the Laird of Langtone, with a batton in his hand, went befor the honors as grate wsher, and offred to make ciuill interruptione for mantinence of his right aganist the Earle of Vigtone. The King reteired to the inner roume in a choler, and ther subscriued a varrant to put the La: of Langtone in the castle.

Then did his Ma^tie^ enter the hous, and sitts him doune in his chaire, and, after a prayer said by Mr Alexander Hendersone, hes Ma^tie^ kyndly saluting the housse, spake thus:—

My Lords and Gentlemen,

Ther hath beine nothing so displeassing to me, as thosse vnluckie differences vich of laite haue hapned betuix me and my subiects; and nothing that I

haue more desyred as to see this day, quherin I houpe, not onlie to setle thesse vnhapey mistakinges, bot rightly to know and be knowen of my natiue countrey. I neid not tell you (for I think it is well knouen to most) quhat difficulties I haue passed by and ouercome to be heir at this tyme; zet this I will say, that if loue to my natiue countrey had not beine a cheiffe motiue to this iorney, other respects might easily haue found a shift to doe that by a commissioner, wich I am come to performe myselue. Al this considered, I cannot doubt bot to find such reall testimonies of your affections for the mantinance of that royall pouer wich I doe inioy after a 108 discents, and wiche you haue so often professed to manteine, and to wich your auen nationall othe doeth oblidge you, that I shall not thinke my paines ill bestoued. Nou the end of my coming is shortly this, to perfecte quhatsoeuer I haue promissed, and withall to queit thosse distractions wich haue and may fall out amongest you; and this I mynd not superficially, bot fully and cheirfully to doe; for I assure you, that I can doe noething vith more cheerfulnesse then to giue my people content and a generall satisfactione. Wherfor, not offring to indeere myselue to you in vords, (wich indeid is not my way,) I desyre, in the first place, to settle that wich concerns the religione and iust liberties of this my natiue countrey, befor I proceid to aney wther acte.

The Lord Burlie, president of the parliament, in name of the housse, made a prettey speiche to hes Ma^tie, of thankes for all the former demonstrationes of his goodnes, and expressiones of loue to his Maiesties ancient and natiue kingdome.

And therafter the Earle of Argyle did second the president, with a short and pithy harraing, comparing this kingdome to a ship tossed in a tempestous sea, thir zeires by past; and seing his Maiesty had, lyke a skillfull pilote, in the tymes of most danger, steired her throughe so maney rockes and shelwes, to saue anchor, he did humbly intreat his Ma^tie that nou he wold not leaue her, (since that for her saftie he had giuen way to cast out some of the naughtiest baggage to lightin her,) bot be gratiously pleassed to setle her in her secure statione and harbour againe.

Hes Ma^tie offred to ratifie the 39 actes of this parl: 22 Junij, 1639, wich the housse humbley intreated hes Maiestie to superseid, till, according to the orders of the housse, they had taken them 24 houres to ther considerations; wich with a declaratione insert in the recordes of parl: of hes Ma^ties villingnes to doe that, and the housses earnist and humble supplicatione to his Ma^tie for keiping the orders of the housse; to wich he condescendit.

The housse did humblie suplicat hes Ma^tie that he wold not comitt Langtone to the castle, and so dis-

member ther housse. His Ma^tie declared, that he[had] not done it for the respecte of aney subiecte, bot for the affront done to his auen persone, for intruding him in his seruice without acquanting hes Ma^tie therwith. After much intretey, his Ma^tie wes gratiously pleassed onlie to confyne him till to morrow to his auen chamber. So with a prayer, his Ma^tie returned to his palace of Holyrudhousse to dinner.

The croune, scepter and suord, wer lefte in the parl: housse, in custodey of the Lordes Constable and Marishall till the last day of the parl: and ordained by his Ma^tie eurey day to be produced, and by the Lyone K. of Armes layed one the table befor the throne.

Noblemen present in the housse this day, wer,

Earles of Argyle	Earles of Kingorne,
Sutherland,	Kelley,
Mar,	Haddingtone,
Buchane,	Seaforte,
Eglintone,	Queinsberrey,
Cassiles,	Southescke,
Glencairne,	Wymees,
Home,	Dalhousie,
Vigtone,	Finlater.

Viscounts Stormont,
Keanmure.

Lords Lindesay,	Lords Burlie,
Forbes,	Coupar,
Zester,	Cranstone,
St. Claire,	Johnstoune,
Elphingstone,	Forrester,
Borthwicke,	Balcarras,
Boyde,	Frasser,
Balmerinoche,	Loure.
Blantyre,	

The Ducke of Lennox, Marques of Hamilton, the Earles of Mortone, Roxbrughe, Annandaill, Kinnoull, Lanricke and Carnwathe, did not enter the housse, bot stayed in the nixt roume, in respecte of the acte that non should enter, nor haue voyce in the housse, bot suche as did first subscriue the couenant, band and othe.

The Prince Elector Palatyne, his Ma^ties^ nephew, came to the housse this day, and sat one ane embrodred stoole, neir by his Ma^ties^ left hand, a little behind the chaire of stait, by permissione of the housse, for wich his Ma^tie^, in his nephewes name, gaue the housse thankes.

18 Augusti. Vedinsday, Sessio 1.

The Kinges Ma^tie^ commandit the Earle of Roxbrughe, Lord Priuey Seall, to sett himselue in his auen place, as Earle of Roxburghe, wntill he tooke furder order anent the officers of estait.

Hes Ma^tie approues the othe, and ordaines the clerke to record it.

The Marques of Hamiltone, the Ear.es o Mortone, Perthe, Roxburghe and Lanreicke, in presence of hes Ma^tie, and in face of parliament, does subscriue the couenant, band and othe.

The Lord Balmerinoche named to be president of the parl: by his Ma^tie, and elected by the quhole housse, without a contrarey woyce.

The Lord Burlie, quho wes president of the parl: had ane acte of the housse granted him of his good cariage, approuing quhat he had done.

Anent the imprissoning of S^r William Cockburne of Langtone, barronet, his Ma^tie opinly declared to the housse, that quhen he signed that varrant, he did not know that he wes a member of that housse, and ther promissed for him, his heires and successors, not to committ aney during parliament tyme, without the adwysse and consent of the parl: and hes Ma^tie and estaits ordaines this declaratione to be recordit in the bookes of parl: ad futuram rei memoriam.

His Ma^tie is gratiously pleassed, vpone the humble remonstance of the estaits, to continew the ratifeing of the actes of the 22 Junij, 1640, vntill the returne of our commissioners from London, with this especiall declaratione, that then it shall be the first

bussines shall be concludit, and of his Ma^ties villingnes to doe the same instanter.

His Ma^tie and estaits, till the returne of our commissioners from London, ordaines onlie one sesione of parl: a day, viz. from 9 to 12 befor noone, and after noone for the seuerall committees to meitt.

19 Augusti, Thursday. Sessio vnica.

This day, in face of parliament, the Ducke of Lennox and Earle of Annandaill did subscriue the couenant, band and othe, and the Earles of Galloway and Drumfries, the othe.

Our commissioners letters from London to the generall, read anent the parl: of Englandes orders for our armies reteiring the 25 of Agust instant.

Lord Generalls letter to the housse to that same effecte read.

The committee for the armeyes ouertours read.

The marching home and maner of retrait of the armey by the King and parl: lefte to the generall, ather to marche ouer a bridge wich hes Ma^tie is to make vpone his auen charges one aney convenient place of Tueed, vtherwayes at Beruicke bridge, according to the determination of the parliament of England.

Instructions to be giuen for the ordring of our armies marche, and prouisions to be made for them, referred to the committee for the armey, according to the ouertours read in the housse, with pouer to the

said committee to directe out proclamations for that effecte, wiche hes Ma^tie and estaits approwes.

The housse ordaines the Lord Amont, Leiutenant Generall, to goe and bring home the armey, and remitts to himselue quhat commanders to take with him.

The housse appoynts a committe of 4 of eache estait, for reweinng thesse actes alredey past in artickells, quhill Traquair wes commissioner, and since spoken off, viz.

Nob:	*Barr:*	*Burr:*
E. of Mar,	La: Dundas,	Edinbrughe,
E. of Roxbrughe,	La: Houstone,	Glasgow,
E. of Southescke,	La: Camuo,	Dunbartane,
Lo: Elphingston.	La: Ederney.	Iruinge.

Ouertures from the generall assembley appoynted to be giuen in in oppin parl: to hes Ma^tie and estaits.

Committee from the north appoynted by the housse, to goe one and report to morrow.

Petitione exhibit to the housse by S^r Johne Hay, knight, some tyme Clerke Register, one of the 5 pryme incendiaries, humbley beseeching the housse to dispence with hes going to prisson for 2 or 3 dayes, till he should recouer his healthe.

The hous ordaines the petitioner to obey the proclamation, and suspends the execution of it till to morrow, he shall produce wnder the handes of Doctors Arnot, Kinkead and Macklure, or aney

tuo of them, vpone ther othe and conscience, that in respecte of his sicknes he cannot goe to the castle.

Maissers bill read, anent extruding them out of the house, by the Earle Marishall.

20 Augusti, Fryday. Sessio 1. Rege presente.

His Ma^tie, at his first incoming to the house, after prayer wes said, and the housse vssht, represented to the estaits his manifesto in fauors of the Elector Palatyne, hes nephew, with the wottes of bothe housses of parl: in England, and caused the same be publickly read in the hous; and intreatted them to ioyne ther wotte and declaratione therto, and that might be heire printed a new.

The estaits tooke this motione of his Ma^tie to ther consideratione 24 houres, according to the orders of the housse.

A petition exhibit to the housse by the eldest sonnes of noblemen, wich wes read, anent licience to them to sitt in the housse and heire, quherby they might learne how to carrey themselues in tyme to come.

After much debait in the housse annent this bill, it receaued no vther anssuer, saue only that the aduocat tooke instruments that it wes produced.

S^r Jo: Hay, one his humble petitione, receaues from the hous a varrant to the constable of the castle to receaue him prissoner.

The housse ordaines the Earle of Galloway, according to his commissione, to produce Mack-gie befor the parl: to morrow.

Ouertours and artickels annent the rectifinng of the comissariotts, read in the housse, ad auisandum till to morrou.

Ouerturs from the generall assembley, annent some supley of mantinance to the vniversities out of prælacies and collegiat churches, ad auisandum, according to the order.

Ouertures from the generall assembley, for planting of scoolles, and mantinance of poore scollers, and masters to instructe them. Remitted according to the order of the house; and quhat in all thesse ouertures does concerne hes Ma^tie immediatly, a double of them to be giuen to hes Ma^ties aduocat.

Artickells for pacificatione of the North, represented by the committee for the North, read in the housse, at auisand: according to the order.

The Earle Marishalls anssuers to the maissers bill read in the housse, and they ordained to see them till to morrow, and replay therto in scriptis.

21 Augusti, Satterday. Sessio 1. Rege presente.

Petitione from the Earle of Montrois read in the housse, humbly beseeching his Ma^tie and honorable housse of parl: to take his restraint to ther considerations, and his villingnes to obey ther determina-

tions, (in fyne, a submissione to the housse in obscure termes.)

After tuo houres debait, it wes found that the housse behoued to be cleired by Montrois, wither or not his petitione did implay a submissione, accomadatione, or a spidey coursse of justice; and this explanatione is to be giuen by himselue to the committee for the plotters, quho ar inioyned to aske him, wither or not by his bill he humbley craues ane accomadatione, legall trayell or submission to the king and parl:

The housse appoynts eache estait to meitt by themselues, one Tuesday at 6 a clocke in the morninge.

Differences betuix the Grate Constable and Marishall, submitted to his Ma^tie^.

The maissers replayes to the Earle Marishalls anssuers, read.

The housse ordaines 3 of eache estait, to meit in the Ducke of Lennoxs chamber for the Prince Electors bussines, at 2 a clocke this afternoone.

22 Agusti, Sunday. His Ma^tie^ hard sermone befoore noone in the neu churche of Edinbrughe, and afternoone in the abey churche.

23 Agusti, Monday. No session of the parl: at all this day.

24 Agusti, Tuesday. Sessio 1. Rege presente.

This day, at the meitting of the Lordes in priuat,

the Earle of Lauderdaill did subscriue the band and othe, and the Earle of Kinoule, the couenant, band and othe.

The tretty betuix our commissioners and the Englische ratified in the parl: of England, wnder the grate [seall] of that kingdome, read in the hous, and takin to the consideratione of the estaits, according to the order.

Ane acte of both housses of parl: wnder the grate seall of England, for securing the remainder of the brotherly assistance to be payed at midsomer 1642, 110,000 lib. and als much at midsomer 1643. This money to be payed in the chamber of London, one the demand of so maney as are contined in the acte.

The president, in name of the housse, thankes the Earle of Galloway, for producing the falsse notarey Mack-gie, quhom they sent to the comon jayle.

Sessio 2da. Rege presente.

Orders to the generall from the housse for disbanding the armey, read, as als for paying of them, sent with my Lord Home.

25 Agusti, Veddinsday. Sessio 1. Rege presente.

The petitione exhibit to the housse one Satterday last, by the Earle of Montrois, wes read ouer againe, with his anssuers to the committee, quherin he does not desyre aney accomadation, as some of his frinds did implay, bot onlie a spedee just trayell, with thesse papers that he had petitioned often befor for; and

vithall he desyred to know the will of the King and parliament, if they did desyre him to requyre of them ane accommadatione.

After 2 houres debait, the hous wes pleassed to returne him this deliuerance one the back of his bill. First, as for thesse papers by him demandit, he producing the lyke practique, should haue als muche fauor as aney in the lyke caisse; and that the King and parl: wold take to ther consideratione his proces, by way of justice, in ther auen tyme, and quhen they thought it conuenient. And withall left to him so much way in the interim to giue the housse satisfactione, by petitioning them for ane accomodatione and submissione.

A petitione from Montrois, Naper, Keir and Blackhall, to the King and parliament read, desyring that they 4 might be inlarged one sufficient cautione and souerty.

This petitione, after muche debait, wes ordred, by plurality of woyces, to haue anssuer at all, till first all publicke bussines wer endit.

The Kinges Ma^tie^ this day, in face of parliament, signes the trettey with England.

26 Augusti, Thursday. Sessio 1. Rege presente.

The trettey betuix our commissioners and the Englishe drawn vpe in acte, publickly read, and ratified by the King, with advysse of his estaits, by tuoching it with hes sceptre; wich, after a shorte

speiche, wes lifted vpe of the table, and deliuered to his Ma^tie by the Lyone K. of Armes; after wich he superscriued it, and then the Lyone, in name of the 3 estaits, gaue his Ma^tie hartly thankes, and kist his royall hand.

The King and parl: ordanes it to be exemplified wnder the grate seall, and deliuered to the Englische commissioners, with a varrant for wretting and appending the grate seall therto.

S^r William Douglass of Cauers, shriffe of Teifidaill, contests with Stobes for vote and place in parl: wpone ane prior bot expyred commissione from the shriffdome of Roxbrughe, giuen to the said S^r William, and a posterior to Stobbes.

The housse ordaned this not to be hard, till all publicke bussines wer first endit,

Three of eache estait, with the commissioners appoynted by the housse, to attend his Ma^tie at 3 a clocke, anent the preparing of matters left by the trettey, viz.

Nob:	*Barr:*	*Burr:*
E. Argyle,	La: Dundas,	Aberdeine.
E. Cassiles,	La: Innes,	Glasgou,
E. Louthean.	La: Kersse.	Iruinge.

27 Augusti, Fryday. Sessio 1. Rege presente.

Petione of Villiam Mack-intoche to the King and parliament aganist the Laird of Glengarey and his frinds, for roberey and depredatione of his lands,

and killing tuo of his frinds. A maisser sent for young Glengarey, quho compeired befor the parl: and by the housse wes ordained to find souerty 10,000 merkes, to compeir to morrow the Laird of Dunevagen hes cationer.

Petitione from the vniversities to the King and parl: shouing ther pouerty, &c. This suplicatione the housse ordaines to be giuen to the Kinges Ma^tie^ himselue.

28 Augusti, Satterday. Sessio 1. Rege presente.

His Ma^tie^, after a shorte speiche, with consent of his 3 estaits, ordaines the actes made in the mounthe of Junij, 1640, in the begining of this parl: beinng in number 39, to be published in his Ma^ties^ name, and to be printed, conforme to the trettey.

The housse, with ane vnanimous consent, ratifies the manifesto made by his Ma^tie^ in fauors of his nephew, the Prince Elector, by ther declaratione, and ordaines the same to be printed without the declaratione of the Englishe parliament.

Instructions from the King and parl: to the Lord Maitland, sent from the hous to the Earle of Holland, generall of the Englishe armey, for disbanding of all armies and garisons ther, conforme to the trettey, votted and alloued by the housse.

La: of Glengarey finds S^r^ Johne Mackenzie of Tarbet, barronet, souertie that he shall compeir befor the housse one Tuesday nixt, vnder the paine of

10,000 merkes, and the Laird of Dunevagen is freed of his cationrey.

The Lord Naper, the Lairds of Keir and Blackhall, does this day compeir befor the parl: at the barre, being citted to this day. Ther proces is, by the housse, continued till the 8 day of September, with continuatione of dayes.

29 Augusti, Sunday.—Hes Ma^tie hard the principall of Edinbruge colledge, Mr Johne Adamsone, in the new kirke of Edinbrughe, befor noone; and at Holyrudhousse churche, he hard afternoone, Mr Androw Cant, one of the ministers of Aberdeine.

30 Augusti, Monday. No meitting of parl: bot his Ma^tie, with the Prince Elector and quholl nobility, wes royally feasted in the grate parl: hall by the toune of Edinburghe.

Last of Aguste, Tuesday. Sessio 1. Rege presente.

The housse ordaines Thursday from 2 a clocke in the afternoone till 6, for heiring of bills.

Acte discharging James Banantynes patent of pearling, and wearing therof.

The Laird of Glengarey compeirs befor the housse, and Tarbett is freed of his cationrey. After some debait in the housse, he is ordained to find neu catione, or els to goe to prissone; and S^r Johne Mackenzie actes himselue for him a new, that he shall keepe the Kinges peace, and not depairt aboue

a myle from Edinbrughe, till the conclusione of the parliament.

1 September, Vedinsday. Sessio 1. Rege presente.

Acte discharging wnlawfull marriages votted, past.

The 39 actes of the 22 Junij, 1640, ar this day proclaimed at the crosse of Edinbrughe by the heraulde s.

This day the Englische commissioners did meitt with the comittee from the parliament, in the Earle of Argyles chamber, in the court, after they had beine first with the Marques of Hamiltone.

2 Sep: Thursday. Sessio 1. Rege presente.

Acte anent neu couenanting; patrons appoynting the right of presentatione to ther kirkes, to perteine to the presbetrey.

Acte for freeing of viccarages, prowydit to ministers for ther stipends, of all payment of taxations.

The hous ordaines this afternoone, wich wes appoynted for bills, to be for the meitting of eache estait by itselue, and Fryday, in the afternoone, to be for the bills.

3 Septem: Sessio 1. Rege presente.

That questione betuix the Earle Marishall and the maissers being debaitit in full parliament, anent the maissers remaining within the housse the tyme of ther sitting; the maissers are altogider, by the orders of the housse, excludit from entring, bot ordained to wait without the dore; and the housse re-

duces this day the Earle Marishalls 5 men to one allenerly, and he to sitt at the barre. This wes past by woyces.

The Marishalls man within dors is to call the maissers, and by this acte the maissers are by the housse ordained to attend all committees of parl: the Earle Marishalls men.

The housse ordaines Vedensday nixt, in the afternoone, for the bills; and this afternoone for the meitting of the grate committee for the officers of estait, counsellors and judges.

4 Sept: Satterday. Sessio 1. Rege presente.

The parl: humble remonstrance to his Maiestie anent the affaires of the Prince Elector, that no leuies or recrewes of men for France or elsquher, be granted out of this kingdome, ore till first ane anssuer returne from the imperiall dayet at Ratisbone, ore at least till the 1 day of Appryle, 1642, to wich hes Ma^tie wes moued to condesend at the humble desyre of the housse.

The hous ordaines his Ma^ties manifesto in behalffe of the Prince Elector to be printed, in primo loco, then the housses declaratione theranent, with ther remonstrance, and hes Ma^ties gratious anssuer therto.

The hous ordaines Monday for the grate bussines of the officers of estait, &c. in respecte Tuesday is to be holy, and a soleme thanksgiuing to God.

5 Sept: Sunday. Hes Ma^tie hard Mr Dauid

Dicke, minister of Glasgow, preache in the new kirke of Edinbrughe, befor noone; and Mr Androw Fairfull, minister of the Vester-Kirke of Leithe, in the abey churche, afternoone.

6 Septem: Monday. Sessio 1. Rege presente.

The Kings Ma^tie and estaits adioyrns the meitting of the housse till 4 a clocke in the afternoone, and ordaines eache estait to meitt a pairt by itselue at 2 a clocke.

Sessio 2da. Pomerid: Rege presente.

Our commissioners demand to his Ma^tie 15 Martij at London, anent the choysing of officers of estait, counsellers and sessioners, read in the housse.

Hes Ma^ties anssuer to the housse wes, that he did much wounder that they should stand so one quiddities; and altho he knew hou to æquiuocate, zet he did protest that he neuer so did, nor vold with them, to quhome he wold villingly giue all satisfactione in reassone, with saftie of his honor; and nou he granted ther forsaid demand absolutly in eache circumstance as it wes conceaued, wich he ther signed vith his hand.

After much debait in the housse, this questione wes putt to voycing, wither or not the housse wold take his Maiesties desyre presently to consideratione, or continew it till Veddinsday the 8 of this instant: plurality of vottes did continew it.

Hes Ma^ties desyre wes to haue hes anssuer to the demand votted and past by the housse in acte.

7 Sept: Tuesday. No meitting of parl: bot a soleme thanksgiuing throughe all the churches of this kingdome, for Godes blessinges bestoued one this Iylland, and the happey conclusione and ratifinng the trettey with England. The Kings Ma^tie this day hard Mr Alexander Hendersone befor noone, in the abbey churche; and afternoone, Mr Mathew Wymees.

8 Sept: Weddinsday. Sessio 1. Rege presente.

That questione, wither ore not the housse vold except his Maiesties anssuer to ther commissioners demand anent the officers of estait, counsellers and sessioners, and admitt the same satisfactorey or not. His Ma^tie did not furder vrge ane anssuer till to morrow.

The hous ordaines my Lord Maitland to stay at Zorke till the 18 day of September, or till he see the Englishe armey and garisons disbandit; and the president ordained by hes Ma^tie and estaits to wreat to him for this effecte.

The housse ordaines this afternoone for eache estait to meitt a pairt for debaitting, and accomadating the Kings Ma^ties anssuer anent the officers of estait, &c.

Artickells anent manufactories to be erected in

eache shyre, read, and according to the order, at auisandum.

9 Sept: Thursday. Sessio 1. Rege presente.

Acte aganist suspensions for ministers stipends, deuties of colledges, hospitalls and schooles, votted and past.

A letter from the King and parl: to the estaits of Holland, in fauors of Sr James Ramsayes vidow, seigned by hes Maiestie, and wnder him by the president of the parliament.

10 Sept: Fryday. Sessio 1. Rege presente.

A comittee of 3 of eache estait appoynted by the housse to consider the griuances of the north countrey ministers, and to report.

Nob:	*Bar*:	*Burr*:
E. Finlater,	La: Cragewar,	Com: Aberdeine,
Lo: Forbess,	La: Birkinbolge,	Com: Innernesse,
Lo: Fraser.	La: Lesley.	Com: Bamffe.

Acte for abolishing the monuments of idolatrey read, wotted and past.

Acte anent none communicants and excommunicat persons, read, votted and past.

Acte anent bullion, read, wotted and past.

A comitte of 6 of eache estaitt appoynted by the housse to consider the ouertours for manufactories, and to report.

Nob:	*Bar*:	*Burr*:
E. Roxburghe,	Ederney,	Dundie,
E. Lauderdaill,	Stichhill,	Glasgow,
E. Southescke,	Kilhill,	Edinburghe,
L. Zester,	Cragewar,	Aberdeine,
L. Burlie,	Murthill,	St. Andrewes,
L. Cranstone.	Achinbrecke.	Aire.

Sessio 2da. Pomeridiana. Rege presente.

The toune of Vigtons bill aganist the Earle of Galloway, contaning one poynt of treisone and 8 of oppressione, read in the housse.

The Earle of Galloways anssuers to ther complaint read.

The toune of Vigtons replayes to the Earles anssuers read.

The housse ordaines the toune of Vigtons replayes to be giuen to the Earle of Galloway to be adwyssed with; and he to giue in his duplayes to them one Thursday nixt; and the housse ordaines both parties to citt ther wittnes, hinc inde, the one to proue ther lybell, and the other his exceptione, aganist the 23d day of this instant.

The petitione of Eduard Peirsone, ane Englishman, remitted by the housse to the consideratione of one of eurey estait.

Macculloche of Myrtone and diuers others, ther bill of complaint aganist the Earle of Galloway to

the King and parl: containing diuers poynts of oppressione, bloodshed and depredatione.

The Earle of Gallowayes anssuers to the bill read, and Myrtone hes gottene them to anssuer; and the King and parl: ordaines Myrton to sumond his wittnes for probatione of hes complaint, aganist the 23 day of this instant.

11 Sept: Saterday. Sessio 1. Rege presente.

Acte ratifing the stipend of a professor of diuinity in the vniversity of Glasgow, in the persone of Mr Dauid Dicksone, nou present professor, and hes successors in that place, votted and past.

12 Sept: Sunday. His Ma^tie hard Mr Rob: Knox, minister of Kelso, in the abbey church befor noone; his text wes, Cron. 2d. cap. 15. versse 15. Afternoone, in this same churche, he hard Mr George Gillespie, minister of Wymees; his text wes, the 5 cap. of the Corintheans, versse - - -

13 Sept: Monday. No meitting of parliament.

14 Sept: Tuesday. Sessio 1. Rege presente.

A bill this day exhibit to the King and parliam: by Johne, Earle of Rothes, S^r George Hamiltone of Blackburne, Androw Ensley and George Arnot, merchands of Edinbrughe, crauing that they may haue restitutione of the Hamburgers for 300,000 merkes, in shipping and goods takin from them, vtherwayes, that they wold grant them letters of reprysall aganist the said Hamburgers.

A committee of 6 of eache estait elected by the housse, to consider this petitione, and make report of the same.

The committee for the 3 north countrey ministers makes ther report, wich the housse takes to auisandum.

The housse grantes a dispensatione to the Commissaries of Edinbrughe, to sitt and decyde suche causses as pertaines to William Dicke allenerly, secluding all others till the first day of November.

15 Sept: Vedinsday. Sessio 1. Rege presente.

The housse ordaines a comittee of 12 extra comiss: parl: or aney 7 of them, to heir the comptes of Generall Maior Monro, the Lord St. Claire, and Colonell Cochrane, and cleire the same to the housse.

This comittee did not consist of aney of the members of the housse, bot of the committies of Edinbrughe and Neucastle.

For the Nob:	*For the Barrons.*
Lo: Angus,	Sr Patrick Murray, Elibanck,
Lo: Maitland,	Sr Jo: Hamilton of Bargeney,
Lo: Carnegey,	Jo: Craufurd of Kilburney,
Lo: Elcho.	Mungo Campbell of Lawers.

For the Burrowes.

Eduard Edgar, B: of Edinbrughe,

Jo: Binnie, B: ther,

Heu Kennedey, B: of Aire,
Mr Alex: Vederburne, B: Dundie.

A letter from the speaker of the louer housse of parl: in England, to the Earle of Holland, the Englische generall, anent the speedy disbanding of the armey and garisons, showen to the housse by hes Maiestie, and publickly read.

The King and parl: ordaines the Lord Generall to disband 3 regiments of footte and one of horsse, with all possible expeditione, vpone the same conditiones of pay: that the wther regiments wer licenciat.

16 Sept: Thursday. Sessio 1. Rege presente.

The draught of the acte anent the electione of the officers of estaite, counsellers and sessioners, by the adwysse of the parl: read in the housse.

To wich his Ma^ties^ anssuer wes, that since by ther anssuer to his doubts proponid one Monday, they manifestly shew to eurey one, (as weill beleuied by him) that to ther knouledge they wold neuer derogat to aney thing from his iust power, and that the cheiffe ground of ther demand wes vpone the just sence they had of his necessarey absence from this countrey, wich wtherwayes, bot for the suppleing of that want, they wold forbeare to presse. Therfor, not to delay more tyme, his anssuer wes breiffly, that he excepted that paper; and that he wold re-

new the commissione of the counsaill with ther adwysse, and vold condescend vpone a certaine number, wich he wold not heirafter exceid; and ther he did opinlie declare, that by ther adwysse he wold take the lyke coursse with the officers of estait and sessioners, and vold giue them in a roll of them to morrou. He houpt that they should be suche quhome the wold make no questione to accept off; bot if perhappes ther wer aney aganiste quhome they wold take exceptione, he did persuad himselue they wold doe it with ressone.

Howsomeuer the housse had receauid this gratious anssuer from his Maiesties auen mouthe, they all arrosse and boued themselues to the ground. Then wes the acte before read now votted without a contrarey woyce, the Lord Zesters onlie excepted; after wich Kersse, the speaker for the barrons, had a prettey speich to his Maiestie, in name of that bodey, for his so gratious anssuer to ther demandes.

The Earle of Annandaill, Lordes Jhonstone and Kircubright, with the Lairdes of Lage and Enisfeild, are enacted in the bookes of parl: this day, to saue the countrey skaithles of the garisone of Carleill; and Colonell Cochrans regiment, wich lay at Drumfreis, is this day ordained by the housse to reteir thither, and the countrey ordained to giue them 4 days prauiant for ther marche thitherward.

The housse ordaines Fryday in the afternoone for heiring of bills, and dispensis with this afternoone.

17 Sept: Fryday. Sessio 1. Rege presente.

The housse electes a neu committee for the 3 north countrey ministers bussines, of 4 of eache estait, to cognosce that bussines, and quhat satisfactione should be giuen them for ther losses, and the wayes to pay the same, and quho should doe it.

Nob:	*Bar*:	*Burr*:
E. of Mar,	La: Balmaine,	Aberdeine,
E. Cassiles,	La: Ederney,	Dumbartane,
E. Seaforte,	La: Birkinbolge,	Bamffe,
E. Finlater.	La: Cragewar.	Tayne.

A roll giuen in to the housse this 17 of Sept: of thesse quhome hes Ma^tie^ nominats to be off his priuey counsaill.

James, Ducke of Lennox and Richmond;
James, Marques of Hamiltone;
George, Marques of Huntlie;
Archbald, Earle of Argyle;
Villiam, Earle Marishall;
Johne, Earle of Mar;
Villiam, Earle of Airthe;
Alexander, Earle of Eglintone;
Johne, Earle of Cassiles;
Villiam, Earle of Glencairne;
James, Earle of Murray;
Alexander, Earle of Linlithgow;

James, Earle of Home;
Johne, Earle of Perth;
Charles, Earle of Dumfermling;
Johne, Earle of Vigtone;
Johne, Earle of Kingorne;
Patricke, Earle of Tullibardyne;
Alexander, Earle of Galloway;
George, Earle of Seaforte;
Johne, Earle of Lauderdaill;
George, Earle of Kinnoule;
Villiam, Earle of Drumfreis;
Dauid, Earle of Southescke;
Johne, Earle of Wymees;
James, Earle of Finlater;
Robert, Earle of Carnwathe;
Generall Lesley;
Archbald, Lord Angusse;
Johne, Lord Lindesay;
Alex: Lord Elphingstone;
Johne, Lord Balmerinoche;
James, Lord Amont;
Sr Robert Gordone, Vice Chamberlane, Baronet;
Sr Pat: Hepburne of Vaghtone;
Sr Vill: Douglas of Cauers;
Sr Johne Dundas of the same;
Thomas Myrtone of Camuo;
Sr Dauid Grhame of Fintrey;
Johne Erskyne of Dune;

Sr Rob: Grhame of Morphie;
Sr Rob: Innes of the same;
Prouest of Edinbrughe for the tyme.

18 Sept: Saterday. Sessio 1. Rege pres:

The housse, after much debait, by woyces did adioyrne itselue till Monday at 9 a clocke, the 20 of this instant, and dispensis with the orders of the housse, that ordained that day to be for recreatione, in respecte of the grate bussines on hand.

19 Sept: Sunday. Mr Peiter Euat did preache to his Matie in the abbey churche this fornoone; text, Psal: 14, versse 8. Mr James Bonar preached ther to the Kings Matie afternoone; his text wes, Cron: cap. 24, versse 15.

20 September, Monday. Sessio 1. Rege presente.

His Matie gaue in a list of hes officers of estait to the housse, and desyred them to take the same to ther consideratione; he houpit that they wold not accept aganist aney of them, bot with reassone and moderatione. He declared to the housse, lykwayes, that thesse officers of estait being joyned to the roll of the counsellers giuen in by him 17 day, being 52 in all, wes the number of his priuey counsaill, wich number he wold not heirafter exceeid.

The roll of the officers of estait giuen in by hes Matie this day:—

Villiam, Earle of Morton, Chancelour;
Johne, Lord Loudon, Thesaurer;

Rob: Earle of Roxbrughe, Priuey Seall;
Vill: Earle of Lanreick, Secretarey;
Mr Alex: Gibsone, zounger, Clerk Register;
Sr Tho: Hope, elder, Aduocat;
Sr Jo: Hamiltone of Orbestone, Justice Clerke;
Sr Ja: Carmichell of the same, Thr Deput;
Sr Ja: Galloway, Master of Requysts.

His Maiesty this [day] also gaue in a role of some Englische, quho wer formerly one his priuey counsaill of Scotland, to be addit to the forsaid role of 52, wes in all 58. Thesse his Maiesty called supernumerarey counsellers; they wer—

Thomas, Earle of Arundaill;
Philipe, Earle of Pembrocke;
Villiam, Earle of Salisburrey;
Henrey, Earle of Holland;
Sr Henrey Vaine, Secretarey of Estait;
Sr Johne Cooke.

This [day] in presence of the King and parl: the Earle of Argyle obiectit wehemently aganist the Earle of Mortone, that he could not be Chancelour. 1. In respecte suche a publicke place might shelter him from his creditors, and wronge them in seiking justice aganist him. 2o. He a comtempous rebell, and oftene at the horne. 3o. He deserted his countrey in her gratest neid. 4o. He was decreptit and vnable.

Mortone replayed with grate moderatione, and attested the King and parl: that directlie nor indirectlie, he had neuer wronged my Lord Argyle nor aney wther, muche lesse his countrey. As for his debts and creditors, he and his frindes wold take suche a coursse therin, that no man should suffer by him in a penney. Lykwayes, that he had educat the Earle of Argyle 20 zeires, wich he did esteeme a honor to him; that he and hes frindes had moued K. James to passe from a forfautrey intendit and in proces aganist the Earle of Argyles father and hes family. 3dly. Quhen he had no right to the office of Justice Generall, bot ane outworne lace aboue ane 100 zeires since expyred, he had moued his Maiesty (quhom he desyred to beare him vittnes) to grant him the office of Justiciarey of hes auen countries, and of the quhole Iyles, with 4000 lib. starling in money. 4ly. That quhen hes brother had sold Kintyre to the Earle of Antrum, and the souerty wes seigned, he moued his Ma^tie^, at Argyles earnist desyre, to causse Antrum quyte hes bargaine, that Argyle might haue Kintyre; and thesse wer the worst offices, he publickly protested to God, that euer he had done to the Earle of Argyle.

Argyle replayed, that he wold not repeat my Lord Mortons good offices, nether zet anssuer them; bot he wes sure he had giuen him a meitting, and ingag-

ed his quhole estait for him; and concludit, wer not he, my Lord Mortone had not beine sitting in that place.

21 Sept: Tuesday. Sessio 1. Rege prese:

His Ma^tie demands of the housse ane anssuer to his list, giuen in to them zesterday, anent the counsellers and officers of estait; bot after 3 houres debait betuix his Ma^tie and the housse, and they among themselues, the King still insisting to haue ane anssuer fitt or no fitt to his list. It wes at last ordred, that eache estait should meitt this afternoone a pairt, to adwysse themselues, and giue his Maiesty a directe anssuer to his list; and they to meitt at 3 a clocke for this effecte.

My Lord Spynie this day subscriued the band and othe publickly in the housse, and is admitted to his place.

22 Sept: Vedinsday. Sessio 1. Rege presente.

Ane acte preferred to the housse by the barrons, read in the hous, for giuing ther woyces in the electione of the officers of estait and counsellers, &c. by billetts or schedulles.

In the debaitts anent the expediencie of the passing of this acte, it wes proposed as the causa mouens, that men for feares or houpes, might stand in awe to wsse the liberty of ther consciences.

His Ma^tie anssuered, that for himselue, he protested to God, he should neuer be displeassed with

aney man for his free woyce giuing, nather for that should he euer sitt one aney mans coate, and in his oppinione, that man that fearid to woyce freelie wes not worthey to sitt in the housse.

After 2 houres debait in this bussines, wither it should be takin to consideratione to be past in ane acte of the housse, or only ane order for that tyme, or vterly reiected; this questione being pute to the woyces of the housse, by maneyest woyces, it wes takin to the consideratione of eache estait apairt, quho wer ordained to meitt at 2 a clocke this afternoone; and the housse adioyrned till 4 a clocke therafter.

Sessio 2da. Pomerid: Rege presente.

The Laird of Innes, in name of the barrons, complains to the housse one the Earle of Home, for iniuring ther speaker by wordes in the fornoone: the wordes wer, that he had reassone to alledge the sessione, becausse he had vine most by it.

This complaint by hes Ma^ties^ mediatione wes past ouer, desyring the barrons to lett wordes spokin of no eiuell intentione or reproche pas, and enter one the bussines for wich they cam ther.

The Earle of Mortone humble intretted his Ma^tie^, in face of parl: to name ane vther to be chancelour, since he did perceaue that his Maiesties naming of him bred such a sturre in the housse; and least he should seime to be ane instrument of diuisione

betuix his Ma^tie and his people, (wich if for him he vished rather neuer to haue beine borne,) and humblie thanked his Maiesty for such a testimoney of his fauor, and ther he againe did lay it doune at his Ma^ties feeitt.

Bot his Maiesty willed the housse to proceid, and giue him ane anssuer to his list; bot being anssuered with silence, his Ma^tie said that my Lord Mortone had done vortheley and nobley, lyke himselue, and as a man of honor; vich offer of his he werey vnvillingly accepted. Bot since he perceauid him to be vngratious to the housse, he wold name ane vther, and remember him at quhom, without aney reassone, they had so sturred at. Vpone hes Maiesties acceptance of his surrander, after a prettey speich to hes Maiesty for hes maney fauors to him, assending the stepes of the throne one his knees, he kist his Maiesties hand.

The Lord Loudons bill, crauing ane exoneratione and approbatione of his imployments for the publicke from the King and parl: wes read in the housse; he being remoued.

He wes approuen, and the clercke ordained to draw vpe ane acte of exoneratione and approbatione to be past for the Earles of Rothes, Dumfermling and the Lord Loudone and Rothes; double to be giuen to his sone, and thers to themselues.

23 September, Thursday. Sessio 1. Rege presente.

Petitione of the 3 barrons and 3 burgeses imployed in the trettey at Rippone and Londone, to the King and parl: humblie crauing ane exoneratione, read.

The hous appoyntes a committee of 2 of eache estait to consider this petitione, and to reporte the morrow.

Mr Rob: Barclayes petione to the King and parl: crauing ane exoneratione and approbatione of his seruice for the publicke, read.

The housse continues the anssuering of this bill till to morrow, that Sr William Douglas of Cauers, quho wes imployed in that seruice with him, may be hard.

24 September. Sessio 1. Rege presente. Fryday.

A petitione giuen in by the commissioners of the kirke, that all signators of prelacies be stoped to pas in exchequer.

His Matie commandit the commissioners of the kirke to come to him, and he wold giue them satisfactione, for that did not belonge to the parliament, bot to himselue.

The hous ordaines the committee for pacificatione of the northe to meitt to morrow, and take the Kinges aduocats ouertours theranent in consideratione, and reporte to the housse. 3 more addit to this comittee, viz.

Earle of Finlater,
Sr Rob: Innes of the same.
Com: of the brughe of Tayne.

Petitione to the housse of the Earle of Streueleings creditors, crauing a varrant to inhibit all inferior judges to deceid aney of thesse bussines in preiudice of the creditors; bot that the housse wold order the sessione to determin this, that all creditors might come in alyke, according to ther right.

The housse appoyntes a committee of 2 of eache estait to consider this petitione, and to report to the housse.

The committee for heiring the petitione of the 3 barrons, commissioners to England, makes ther report to the housse, wich wes publickly read.

The housse, after some debait anent Riccartone, did by woyces exoner them, and approue ther fidelity and honest cariage in ther imployment; and ordaines ane acte of parl: to be exped to them for that effecte.

Sessio 2da. Rege presente.

Petitione of Villiam Cuninghame of Pottone, aganist the Earle of Galloway, for imprissoning of him till he almost starued, being the Kinges free leige, and for vther poynts of oppressione, humblie crauing the housses varrant for citatione of vittnes.

The E. of Gallowayes anssuers to this complaint read in the hous, and a varrant granted to the peti-

tioner for citatione of his wittnes aganist the 7 of October.

The housse ordaines a committee of 4 of each estait, and 3 of eache to be a coram, for examinatione of the toune of Vigtones wittnes aganist the Earle of Galloway, viz.

Nob:	*Bar*:	*Bur*:
E. of Southescke,	La: Balmaine,	Com. of Aberdeine.
E. of Seaforte,	La: Moncreiffe,	Iruinge,
Lo: Elphingstone	La: Freeland,	Dumbartone,
Lo: Burlie.	La: Cesnocke.	Bamffe.

Petitione of Colonell Johne Monro read, humbly crauing to be sett at liberty. He wes imprissoned for deliuering that letter to Sr Donald Gorme, wich he gaue to Traquaire, (as Monro awerred,) wrettin by the committee heir to the Frenche King, to be a mediator betuix the King and them, for wich my Lord Loudone wes imprissoned.

The housse ordaines a committee of 4 noblemen, befor Monro be sett at liberty, to examine Sr Donald Mackdonald, quhom they ordaine to be citted befor that committee:—

Earle of Cassiles,
Earle of Lotheane,
Lord S. Claire,
Lord Burlie.

25 September, Satterday. Sessio 1. Rege presente.

The 3 com: for the burrowes, Johne Smithe,

Heughe Kennedey and Mr Alexander Wedderburne, vpone ther humble petitione to the housse, by woyces, this day had ane exoneratione and approbatione of the King and parl: by acte of the housse.

Mr Archbald Johnstone and Adam Blane, clerkes, vpone ther humble supplicatione to the King and parl: by woyces, had ane acte of the housse ordained to be exped for ther exoneratione and approbatione lykwayes.

The committee for the armeyes report, and ther negotiatione with the English commissioners read in the hous this day for payment of debts, hinc inde, and restorinng of goodes and amunitione, takin one both sydes.

26 September, Sunday. His Ma^tie hard sermon befor noone in the abbey churche, from Dr Villiam Guild; hes text wes Psal: 75, vers 24. Mr Frederick Carmichell, minister of Markinche, preached to him afternoone; his text wes cap. 1 of the Canticklls, versse 2.

27 September, Monday. No publicke meitting of parliament at all.

28 September, Tuesday. Sessio 1. Rege presente.

His Ma^tie desyred the hous, that since he had granted them, wich neuer non of his prædicessors had done, that they nou wold goe to the woycing Loudon Chanceler, quhom he did nominat befor to them in priuat, and nou in publicke, desyred them to leaue

offe scaning and destraning one vordes, since the matter in hande wes actione, not vordes; he addit, also, that for aney thing he could perceaue, neu questions and difficulties did emerge dailie, and lyke muschromes, grew vpe in one night, to stope the bussines nou in hand. Zea it greiued him werey muche to see the housse meitt his franknesse to them so ill, and therfor since he did see it wes so, he againe requyred them to anssuer to his demand, Loudon to be Chanceler, fitt or onefitt.

The Earle of Cassiles said he loued not to walke in darknes; and therfor he wold gladlie haue the acte of parliament explained anent ther adwysse to be giuen to his Maiesty.

Roxbrughe replayed, that he wes hartley sorey that that wes a blocke, as it seimed to him, castin in the way onlie to breid delay. And since non wold say bot the nominatione wes the Kinges, he thought that no anssuer could be returned, or adwysse, more then fitt or wnfitt.

His Ma^{tie} addit, that he wold neuer haue expected for so much grace and fauor showen to them, quherof nou (contrarey to his ordinary custome) he wold vant that he had done so muche to them as euer King had done to subiects; and since it seimed that they so litle esteimed hes nominatione, that they wold giue him no anssuer, he wold nominat no more to them.

Sr Tho: Hope said, that thesse questiones betuix his Matie and his parl: wer lyke the streaching out of 2 lynnes, the farrer they be drauin, the farrer distance they keepe betuix them. Quherfor he in all humility intreatted his Matie, in name of the barrons, that he wold be gratiously pleassed to make such a nominatione as might be acceptable to the the housse, to the end that difficulties and questions betuix his Matie and the housse might be suppressed.

His Matie did againe vrge the housse to proceid, and leaue off all neu questions, els he protested to God he wold name non more to them.

All this debaitt endit in this, that eache estait should meitt apairt at 3 a clocke, and ther commissioners to goe presently and speake with his Matie after dinner, with this peremter protestatione, that without farder, to morrow they should giue him ane definit anssuer, wither Loudon fitt to be chanceler or not.

A petitione of suche gentlemen as wer officers in the armey, to the housse, that they might be payed all their arreires, as the officers of fortoune are payed, read.

The report of the committee for the armey in this poynt, read and ratified, and approuen by the housse.

The King and parl: ordaines the Commissarey

Generall to pay all the officers of the armey in redey money; and as for the shouldiours, they wold borrow money to pay ther arrieres.

Mr Alexander Hendersone, minister at Edinburghe, his petitione to the King and parl: for hes exoneratione of his imployment in England, read in the housse.

The King and parl: exoners him of his imployments, and approues the same by acte, and ordaines Mr Alex: to haue the extracte therof wnder the clerks hand.

29 Septembris, Vedinsday. Sessio 1. Rege presente.

His Ma^tie^ vrged the approbatione of Loudon to be chanceler, and said, that in ciuility they aught him ane anssuer to his demand.

Argyle wold haue thesse debaits first cleired befor they goe to woycing Loudon to be chanceler.

Cassiles said, that men behoued to speake freelie nou, since ther othe tayed them so to doe.

Sr Thomas Hope alledged, that hes Maiesties questione is a questione of order, and vithout the resollutione of the poynt of adwysse in the acte, and voycing by shedulls, they can hardly woyce Loudon to be chanceler, since the doing of it taketh away both thesse questions.

His Ma^tie^ said, that he had hard this so much debaitit, that he desyred to heire it no more; and that, therfor, he gaue the housse till to morrow to ad-

wysse, wtherwayes Loudon should haue no office at all.

Cassiles humbley intreatted his Ma^tie not to thrett-tin his parliament so.

To wich his Ma^tie anssured, that he nather did nor vold thretten them, and giue he thought so, vronged him.

S^r Tho: Hope finds this medium to giue the Kinge content, wich wes to woyce Loudon presentlie, with this protestatione, that the so doing at this tyme should in noe wayes be obiected to them by the King in the approbatione of the wther officers of estait and counsellers, and then both the King and parl: to be in statu quo nunc.

His Ma^tie tooke this propositione of the barrons to be adwyssed with till to morrow.

3 bills read in the housse this day, all ad auisandum; 1, The fishers, anent ther excisse to be one eache beale a 1000 herinnges, for 6 lib:, wich they pay.

2, Craigmillers, aganist S^r James Hamiltone of Preistfield, for procuring from the King a gifte of ultmas heres of his lands.

3, Zounge Laird of Frendraught aganist the Marques of Huntley, for oppressione.

30 Sept: Thursday, Sessio 1. Rege presente.

His Maiesty said, that he came to the hous this day, not for the dayes bussines, bot for ane vnhappie

accident of a sclander that hes fallin out, to be layed one ane verey eminent and noble member of this housse. Nather did he put aney questione bot that the housse had hard of it, since it wes so publickly done; and that he that had made the sclander had come to him, acknouledged his fault, and craued pardone, auerring ther wes no ground for quhat he had spokin, and humbley submitted himselue.

Cassiles said, that since it wes a publicke bussines, a publicke sclander done to so eminent and publicke member of this housse, therfor he thought ther behoued to be a publicke satisfactione for it.

Lord Lindesays opinion wes, that he aught to make a publicke menes in the housse to his Ma^tie^ and the parliament. Nather thought he the sclanderer worthey to demand aney wther satisfactione of him.

His Ma^tie^ replayed, that he did thinke his relation of it to the housse wes more then if the partie should come himselue and confesse his faulte in publicke.

The Duck of Lennox wes of the oppinione, that since hes Maiestie had relatted the eiuell cariage of of my Lord Ker, it wes to be more thought off then if the partey himselue had acknouledged als muche in presence of the housse.

S^r^ Tho: Hope concludit his speiche, that since hes Maiesty, the Marques Hamilton and the housse wer all gratly intressed in the sclander, altho his

Maiesty and the Marques had both gottin satisfaction, zet did he not see hou the housse could be so satisfied.

La: Dune said, that no priuat satisfactione, ather to his Maiestie or the partey, could salue the iniurey done to the housse, without a publicke and exemplarey satisfactione.

Morton argued, that the Lord Marques of Hamiltone ought to be publickly cleired, and that wes now cardo questionis.

Ederney wold haue the Lord Ker acknouledge that in publicke befor the housse, wich he had done priuatley befor his Maiesty and some of the nobility.

Duck of Lennox made a motione, that the Marques should be called to the housse, and told that the housse did cleire him of aney imputatione ore assertion layed one him.

This motione wes by the housse altogider reiected as wnfitting.

Lord Spynie said, that altho the Marques vold pas from it, zet except the Lord Ker cam befor the housse, and made a publicke declaratione in ipsis verbis, and ther publickly acknouledged hes sclander, the Marques frinds could haue noe satisfactione; zea, since the fault wes so publicke, he thought that if it wer particularly befor the housse cleired, it wold still leaue a grater staine one the Lord Marques then wtherwayes.

Glencairne desyred the president to aske eache mans oppinione. Since the vronge wes so publicke, he wes confident that the housse not longe since knew werey weill quhat wes the punishment of such a fault as that.

Hes Maiestie said, that in his oppinione, the first thing that wes to be done by the housse, wes to cleire my Lord Hamiltone, and restor him to his honor.

Lauderdaill said, that hes Ma^tie had staitted the questione werey right.

Mar said, that since this in hand wes scandalum magnatum, and since, by his Maiesties declaratione, my Lord Marques Hamiltone had acquiessed to the Lord Kers submissione and denayell of such a rashe and groundlesse sclander, and had remitted the satisfactione to his Ma^tie, he thought the housse aught to do the same.

S^r Tho: Hope said, that the stait of the question should not be, hou the Marques should be cleired; bot hou the King and parl: should be satisfied?

At last, after muche debait, this questione wes put to the woyces of the housse, Quhither my Lord Ker should come publickly befor the King and parl: and make his declaratione, or no?

The housse, without a contrarey, wotted he should come.

Sessio 2da. Pomeridiana.

S^r Thomas Hopes motione, made zesterday anent

the voycing of Loudon to be chanceler, embraced by the King, and ordained that the clerke should keepe it in retentis, marked; bot not to be put one record till the nixt nomination, and then, if the parl: willes, to be cancelled.

Acte anent the nominatione and electione of the Lord Loudon to be chanceler, past without a contrarey woyce.

The King and parl: ordains my Lord Marques Hamilton to produce the grate seall to morrow, (he had the keeping of it thesse 2 zeires bypast, by his Ma^ties^ grant vnder the priuey seall;) the housse ordains him a varrand for that effecte.

His Ma^tie^ this day nominats publickly the Lord Amonte to be Grate Thesaurer.

Lord Amonts petitione to the King and parl: containing ane surrander of his office of Leiuetenant Generall, crauing ane exoneratione and approbation of his charge; the housse this day did approue him, and the morrow they will pass to his exoneratione, and ordaines the clerke to draw vpe ane acte for the same.

Tuo of eache estait ordained to speake with the generall, anent the Lord Amonts exoneratione, and to reporte to the housse to morrow.

Nob:	*Bar:*
E. of Cassiles,	La: of Waghtone,
E. of Louthean.	La: of Vedderburne.

Burr:

Com. Jedbrughe. Com. St. Andrewes.

My Lord Ker compeirs befor the King and parl: on his knees, and makes this declaratione. I, Henrey, Lord Ker, haue alredey acknouledged my offence to his Maiestie, and craued his Ma^ties humble pardone, wich nou I doe this honarable housse of parl: and for the scandalows wordes concerning my Lord Marques Hamilton, I heir declair, they wer rashlie vttered by me, and am sorey for them.

This declaratione, after much debait, the King and parliament ordained him to subscriue with his hand, wich he did in face of parliament. This wes ordred to remaine one record, ad futuram rei memoriam.

Therafter the quhole housse, by ther acte, in one woyce, does cleire the Lord Marques of Hamilton of all scandalls and disloyalties to his King and countrey, and declairs him to be a trew patriot, and faithfull and loyall seruant to his Maiesty; and so the housse arrosse this night about 8 a clocke.

1 October, Fryday. Sessio 1. Rege presente.

Acte of exoneratione and approbatione of the Lord Amont, of hes cariage in the place of Leiuetenant Generall of the armey, votted and past.

My Lord Chancelers patent red in the housse, and altered in some vordes, and a comittee of 2 of eache estait appoynted by the housse, with the Kinges aduocat, to draw vpe the same, according to the acte.

Nob:	*Barr:*	*Burr:*
E. of Lauderdaill,	La: of Kersse,	Com: Kingorne,
E. of Southescke.	La: of Innes.	Com: Hadingtone.

The Lord Amont, hou sone he had receaued the exoneratione and approbatione of the housse, he remoued to his seat amongest his peeres; for as Leiuetenant Generall, he did sytt in a chyre nixt the Earle Marishall, by the regalia.

His Ma^tie^ vrges the housse to proceid to the approbatione of his nominatione of the Lord Amont to be Thesaurer. After muche debait, the most pairt of the housse inclyned to haue the acte explained anent the adwysse to be giuen to his Maiestie, and the forme of woycing; thesse debaitts tooke vpe all the fornoone, and the conclusione at this tyme wes, his Ma^ties^ desyre to the housse to thinke of it till to morrow.

The housse appoynts 4 a clocke this afternoone for the bills.

Sessio 2da. Rege presente.

The comittee for drauing vpe the Chancelers patent reports it to the housse, and hes Ma^tie^ seignes it in face of parliament.

The toune of Vigtons complaint aganist the Earle of Galloway debait this afternoone, and both parties admitted to haue ther aduocatts aganist Tuesday nixt, in the afternoone, wich day the housse appoynts for this bussines.

2 Octob: Saterday. Sessio I. Rege presente.

The Lord Loudon, solemly in face of parliament, one his knees, befor his Maiesties throne, first did sueare the othe of alledgeance, then that of a priuey counseller, and lastlie, quhen the grate seall, by his Maiesty in open parliament, wes deliuered to him, with the measse, he did sueare the othe de fideli administratione officij, and wes by the Lyone King of Armes placed in his seat wnder his Maiesties feett, one the right hand of the president of the parliament. Immediatly therafter he arrosse and spake thus:—

Preferment comes nather from the easte nor from the west, bot from God alone; and I acknouledge I haue this from your sacred Maiesty, as from Gods vicegerent one earth, and the fontaine of all earthly honor heir; and I will endeuor myselue to anssuer that expectatione your Ma^tie hes of me, and the good vill of this honorable housse, in faithfully discharging that you both (without desert of myne) haue putt one; and so kissing his Maiesties hand, reteired to his seat.

The housse, one a petitione preferred to them by the leidges, ordaines the Lords of Sessione to pas billes as they did befor, wntill they be discharged.

Hes Ma^tie vrges the housse with ther approbatione of Amont, by him nominat to be Thesaurer.

For this purpois, the housse ordaines eache estait

to meitt seuerally one Monday at 7 a clocke, and the parl: at one a clocke in the afternoone.

3 October, Sunday. His Ma^tie hard sermon this day befor noone in the abbey churche. Mr Thomas Michell, persone of Torre, preached; his text, Psal: 118, versse 23. Mr Henrey Guthrey preached afternoone, minister of Streueling; text, Epist: Paul to the Ephesians, cap. - - - - - - -

4 October, Monday. Sessio 1. Pomerid: Rege presente.

The housse ordaines the clerkes to calle one Chanceler, first in the roll, by the tytill of Johne, Lord Loudone, Chanceler.

Hes Ma^tie said he came rather this day to adiorne the housse, then to doe aney vther thing; and he willed them to thinke on hes choisse, and not to except aganist it, bot with good reassone; and withall desyred that the housse might be adiorned till to morrow at 9 a clocke; he addit, lykwayes, that he had something to show the parl: that he had almost forgottin, wich in respecte it did pairtly concerne his honor, he wold doe nothing till he first did intimat the same to them. He said he wes nou about the vretting of a letter to the croune of Suden, in respecte they wer too hastie (as he hard) to make peace with the Emperour; and nou ther wes a shipe going away from this, quherin he wold wreat particularly to his ambassador, since he did see bot a

werey small appirance of aney good accomadatione of the Prince Electors bussines.

5 October, Tuesday. Sessio 1. Rege presente.

His Ma^tie said that he had hard in priuat a particular relatione from my Lord Chanceler of quhat wes done, and since he did perceaue that they desyred some more tyme to the meittings of eache estait apairt, to facilitat bussines, that so he might the better see throughe his affaires, and villed them so to accomadat ther bussines, that they might not delay aney furder, and put him to thesse thinges he nather wold nor could grant wnto them; and therfor did adioyrne the housse till Thursday, at 2 a clocke in the afternoone.

Vpone a remonstrance made this day by the Lord Chanceler to the King and parliament, that ther wes a grate confluence of people of lait come to the toune, wpone quhat ground he did not know; the housse ordaines a proclamatione for that effecte be exped, discharging all not members of parl: or sutters too it, to remoue within 24 houres; and ordaines the Lyone King of Armes to publishe this proclamatione himselue, in the most soleme maner, in respecte it concerns the peace of the kingdome, and the preseruatione of the same.

6 October, Vedinsday. Sessio 1. Rege presente.

His Ma^tie said, that since some of eache estait sent from them to him, had giuen him accompt of quhat

progresse they had made this last day, and this morning, and since he did perceaue that the last days adiornyng the parl: did produce some good effectes, for preparing of bussines, he did now willingly giue them 24 houres more, and withall villed them to leaue offe idle difficulties.

A commissione granted by the housse for hering the generall Commissarey, Mr Alex: Gibsons compts.

His Ma^ties letter to the Queine of Sueden, shouing her that he wold shortly send ane ambassador to her, to treat of thinges that concerne the weill of both crounes, and in the mean tyme intreattes her to proceid slowly one with aney trettey of peace with the Emperour.

His M^tie adioyrns the housse till Fryday, at 9 a clocke in the morning, and the estaits till then to meitt apairt at ther ordinarey houres.

8 October, Fryday. Sessio 1. Rege presente.

His Ma^tie said that the Lord Chancelour had giuen him a breiffe relatione of such thinges as wes done, and he did perceaue that they proceidit werey slowly; and since necessity wrged him, he must ewen hold them too it; and nou he wold be againe content to adiorne the housse this day, that they might goe one with ther committee of accomadatione, and therfor he did adioyrne the housse till Satterday, at 10 a clocke.

The remonstrance of the Englische commissioners to the committee for the armey, shouing that money wes now come doune for the disbanding of the garisons of Beruick and Carleill, and for sleighting the workes and transporting the amunitione; therfor they intreatted the housse, that according to the trettey, Generall Maior Moniro and Colonell Cochrans regiments might be disbandit, and the workes of Leith slighted. The housse ordaines the

Earle of Argyle, La: Harden, Com: of Dundie,
Lord Lindesay, La: Ederney, Com: of Aberdeine,

to deall for moneyes, that thesse regiments might be disbandit, and the remonstrance of the Englische commissioners satisfied.

Thesse wer the 5 Englische commissioners from the parl: of England, that gaue in the remonstrance:—

Lord Eduard Howard;
Mr Finnes, 2d sone to the Lord Sey;
Sr Philipe Stapeltoune;
Sr William Armine;
Mr Hambden.

9 October, Satterday. Sessio 1. Rege presente.

His Matie said, that so [he] might haue assurance of some end of his bussines, he wes nou not vnwilling as off befor to giue the housse some more tyme, and therfore he wolde vishe them, that thesse thinges

they moued to him might be propositions and not conclusions; and since ther accommadatione wes of tua heades; ther desyres to him, and a proffer of thesse thinges might be acceptable to him, therfor he wes content that the publicke meitting of the housse should be adioyrned till Tuesday in the afternoone, at 2 a clocke, and this day, eache estait to meitt apairt at 3; one Monday at 8 in the morning and 3 in the afternoone; and one Tuesday at 8 in the morninge.

Acte of ratification of the neu kirke of Kilmarnocke, with the modified stipend therof, and the patronage of the same to belonge to the Lord Boyde, quho is lykwayes patron of the old kirke of Kilmarnock, votted and past.

Petitione exhibit to the housse by the Laird of Keames, Commiss: for Bute, humbly craving, that the housse wold command the Commissaries of Edinbrughe to retreit a decreit giuen by them aganist him in parl: tyme, he being a member of the housse.

The King and parl: ordains the Commissaries of Edinburghe to recall this decreit, according to the supplicants bill.

Petitione exhibit to the housse by Henrey Steuart, Esquyre, quho wes imprissoned in Irland a zeire and 3 mounthes, for not taking the wnlawfull othe, and hes goodes takin from him, quherby hes wyffe and children are wterly impouerished, humbley beseech-

ing the King and parl: for ther recommendation to the parliament of England for his restitution.

The housse ordains the Lord Chancelour and the Earle of Dumfermling, seriously to recommend this petitione from them to the Englische commissioners.

10 Octobris, Sunday. His Ma^tie bothe befor and afternoone hard sermon in the abbey churche. Mr Robert Blane, minister at St Andrewes, preached beforenoone; his text, Psal. 138, vers. 4. Mr Androw Authenlecke, minister at Largo, preached afternoone; his text, Epist: Paule to the Rom: cap. 9, verss. 6.

11 Octob: Monday. The estaits mett seuerally apairt, as the housse ordained one Satterday.

12 Octobris, Tuesday. Sessio 1. Pomerid: Rege presente.

After the president had relatted to hes Ma^tie the good progresse wes made, wntill this dayes accident did hinder the housse to giue hes Majestie ane accompt therof, according to ther best wishes.

Hes Ma^tie anssuered, that he behoued to confesse the fault wes not thers; bot lett it light quher it might, he cam ther to setle ther religion and liberties, wich he had done, and non should euer draw him from that, nather should the deiuell prewaill in the countrey. Zea my Lords, I must neids tell you a verey strange storey. Zesternight my Lord Hamiltone came to me, I being walking in the garden,

with a petitione of werey small moment, and therafter, in a philosophicall and parabolicall way, as he sometymes had wssed, he began a werey strange discoursse to me, shouing me how his enimies had wssed all the calumnies, enuay and malice could hatche, to misinforme and exasperat my wyffe aganist him, wich werey muche greiued him, and he wold neuer beliue that hes Maiestie wer aney wayes accessorey to suche basse plotts, and with all craued pardon to reteire himselue this night from courte.

Hes Ma^tie^ hauing thus spoken, tooke out of his poket a letter wrettin from the Marques Hamilton to him this morning, and commandit the clercke to reid it opinly in the housse, containing a relatione of hes Ma^ties^ maney fauors to him, and concluding with his suorne loyaltie and best seruice during hes lyffe to hes Ma^tie^.

The King, with teares in his eyies, (and as it seimed) in a verey grate greiffe, said, that he did werey muche wounder at this letter, for it wes werey weill knouen, that if he had beliued the reports of thesse of neirest respecte and gratest trust about him, longe befor nou of him, he had grater reassons then nou to haue layed him fast; bot he must tell them he had not onlie then slighted all such reports, bot contrairwayes tooke him by the hand, and manteined him aganist them all.

Then wes the depositions, (wich wer takin in the

morning) of Capitane William Steuart, Leiuetenant Colonell Horrey, and Leiuetenant Colonell Home, read publickly in the housse.

After wich his Maiesty requyred the housse, that the Marques of Hamilton might be restrained from coming to the housse till thesse thinges wer first cleired; and that the housse wold giue him justice of him, since he had so calumniat him, vtherwayes they could not denay him to take it in the best way he could.

The Earle of Roxburghe, solemly on hes knees, disclaimed that euer, directlie or indirectlie, he did know aney thing of this bussines.

Lord Amont said, that he wes neuer commandit by aney bot hes Ma^tie^ and the Lord Generall, nather did he thinke that aney ells could command him, (since they did not,) to haue aney hand in so basse a plot.

Hes Ma^tie^ still exageratts my Lord Hamiltons going away after that maner from hes courte; nather did he thinke that he could haue found, (if aney suche thing had beine) a surer sanctuarey then his bed chamber. Bot since he had made suche a noisse and bussines, it seurly behoued to be for ane of 2 reassons, ather feare, wich he thought could not be inherent to maney Scotts, muche lesse to him, ore ells a grate distruste of him.

Hes Ma^tie^ said, moreouer, he wold wndertake

that William Murray and the Lord Kilpont should compeir and anssuer quheneuer the housse should be pleassed to call them to ane accompt.

The Lord Chancelour desyres his Maiestie, for hes auen honor, and the honor of the housse, that they might goe one in a parliamentarey way, for the trayell of that bussiness, to the last poynt and period; and in the meane tyme, to put thesse that are named wnder arrest, that none of them come neir wther, till first they be examined and confronted.

Lord Lindesay proposses to haue the wittnes examined by a committee.

Roxburghe pleades that in justice it aught to be done in publicke, and the wittnes and vthers to be so examined.

Lindesay wrges still that hes Ma^ties aduocat, and the aduocatts for the estait, wold show that the lyke had neuer beine done in aney parl: heirtofor.

Hes Ma^tie anssuered, that the parl: was not tayed to the rigor or forme of lawes; bot to make lawes and not to follow them, bot in suche caisses as they pleassed.

Mar argues for the wittnes examinatione in presentia parliamenti.

Hes Ma^tie said ther wes some people that, wnder hand, endeuored to raisse jelosies betuix him and hes good subiects, quhom God (he wes confident) in his auen tyme wold discouer; and therfor he

willed the hous to proceid in a publicke examination of thesse men, for he did not vnderstand priuat examinations.

Lauderdaill moued that ther might be a committee of indifferent men chosen out off the housse, for the seurer and eassier expeditione of the matter, and better trayell of the bussines.

Southescke wes for a publicke examination befor the quhole housse.

Sr Tho: Hope wes for a committee, as the onlie surest way for examinatione and trayell of the quhole bussines.

His Matie said that he wold rather haue it in a publicke way then be a committee, and it be vtherwayes, he protested he wes wronged.

Morton wes of the oppinione, since it drew lait, it wer best to leaue all till to morrow at 9 a clocke.

The housse comittes the E. Craufurd to be closly keipt in James Murrayes housse.

Leiuetenant Colonell Steuart to the balzie, Johne Fleiminges housse.

Colonell Cochrane to Johne Smythes housse, and ordaines the commissioner of Aberdeine to conway him thither; bot at the going out of the parl: courte for that night, he made ane escape at ane posterne.

13 October, Vedinsday. Sessio 1. Rege presente.

Hes Matie said that he wes in so grate a conflicte with himselue, that Hamiltone should haue so scur-

weley wssed him after that maner. Nou he hard he wes gone, and had debosht the wther tuo with him. As for his brother Lanreicke, he wes a werey good young man, and he knew noething of him. As for Argyle, he woundred quhat should moue him to goe away; he knew not quhat to say of him; and he wes in a verey grate doubte wither or not he should tell quhat he knew of Hamiltone, bot nou he wold not.

My Lord Chanceler said, that if the parliament did not command all, his Ma^tie wold quicklie see the parl: turne in a conventione of the quhole kingdome, and so in a most dangerous confussione.

S^r Tho: Hope, in name of the barrons, desyred his Maiestie that he wold be pleassed to remoue from aboute his perssone and courte, thesse that are citted to the parl: and nou are the comon incendiaries of the kingdome, and the sturrers vpe of suche tumults.

His Ma^tie anssuered him, that in his judgement it wold no wayes conduce for the peace of the kingdome, wich they all aimed at, to put publick affronts vpone men of quality; and it wes better to quensche a flame with watter, then ade oyle therto.

Roxbrughe vehemently wrges that the King and parl: wold concurre in one way for the preseruatione of the publicke peace.

President of the parl: in name of the housse, vrges that, in a legall way thir tumults may be appeassed, and the incendiaries and citted, attachet of treassone and wther crymes, may be remoued from the courte and toune, wntill the parl: call them.

Morton wold haue all thesse tumults passed by, and the preseruatione of the peace lookit too, and presently to enter to the bussines in hand, examine it, and see quher the fox layes.

Glencairne said, that without the roote of this eiuell (the incendiaries citted to the parl:) be remoued from the King and courte, the deseasse can not be curred and remedied.

D. of Lennox wes of the oppinione, that since hes Maiesty had undertaken that thesse that wer citted to the parl: should be quiet, he wold haue the prouest of Edinbrughe looke to the peace of the cittey; and ther rested zet one thing of grate consequence to be looked too, and that wes the queyet of the countrey, wich might be so informed of thir bussines, that they might raysse and flocke thither in a tumultuarey way; and this he desyred the housse to looke too in a particular maner.

Hes Ma^tie^ said, that the first thing wes to be done wes to send for the generall and the prouest of the toune, and with them appoynt a comittee of the housse to sett doune orders for the preseruatione of

the peace, and nixt to find out the causses of this grate interruptione, and to take exacte trayell of the same.

Colonell Cochrans petitione to the housse read, shouing his last nights trauells and maner of escaipe, submitting himselue absolutly to the housse, in quhat punishment they wold be pleassid to inflicte one him.

The housse, by wottes, ordaines him to enter prissoner in the comon jayle of Edinbrughe.

It wes moued to the housse, that the Earle of Carnwathe should haue said to William Dick zesternight, that nou wee had 3 Kinges, and by God tuo of them behoued to want the head.

One this the housse sent for William Dicke, and beinng by the president demandit of thesse wordes, awouched that they were treulie spokin by the Earle of Carnwathe to him, with grate execrations of Hamiltone and Argyle.

The housse appoyntes a comitte of 3 of eache estait, to meitt this afternoone with the generall and the prouest of Edinbrughe, for setting doune orders for preseruatione of the publicke peace, and to report to the housse to morrow.

Nob:	*Gentrey.*	*Burr*:
L. Chancelour,	La: of Dune,	Com: of Edinburghe,
E. of Louthean,	La: of Camwo,	Com: of Glasgow,
Lord Amont.	La: of Murtley.	Com: of Aire.

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Lord Etrickes petitione to the King and parliament, humbley beseiching them to commiserat his estait, to repaill his forfaultrey, and to grant him a free pardon. It wes present by the Lord Generall Lesley to the housse.

Ad auisandum by the seuerall estaits.

Hes Ma^tie^ againe of the housse demands justice of the Marques Hamiltone, quho said that he did see nou he must haue patience, and he fearid he had too grate reassone to be jelous of him; and withall desyred the housse to thinke hou to giue him a menes of thesse assertions and calumnies, wich he had layed one him.

Glencairne shew hes Ma^tie^, that the Marques wes his Ma^tics^ most humble and faithfull seruant, and wold submitt his lyffe and fortuns to him and the parl: bot since hes Ma^tie^ seimed to questione the Marques loyalty out of a letter, he humbley besought him, that he wold be gratiously pleassed to lett eache estait haue a copey of it; and if the Marques should be found guiltey, he protested to God, that none within the housse should wotte more freeley then himselue to his seuere punishment. Wtherwayes he behoued to see he had no vronge in his absence.

Eache estait appoynted by the housse to meitt apairt to morrow at 7, and publickly at 9.

14 October, Thursday. Sessio 1. Rege presente.

The Committee for setting doune orders for keep-

ing the peace of the kingdome, does make ther report in 9 artickells, wich wer wotted and allowed by the housse, and ordained to be published and printed.

The petitions of Ludouicke, Earle of Craufurd, and Colonell Johne Cochrane to the housse read, and remitted till the afternoone, and the housse to meitt at 3 a clocke.

Sessio Secunda. Pomerid:

My Lord Amont humbley besought the housse, that Capitane Williame Steuarts depositions might be read, wich wes done.

Hes Ma^tie^ said, that since my Lord Amont went aboute to cleire himselue, so wold he also. Since that Colonell Homes depositions did beare, that Cochrane wes brought to his bed-chamber by Villiam Murray, one of his groumes, it wes trew indeid he said, that Cochran wes brought by him ther, being particularley recommendit to him by his sister. Quhen he cam in, he shew me (said his Ma^tie^) he had some matters to impart to me, which did neirly concearne the weilfaire of my affaires, bot withall he adiured me not to reweill him, wiche one my word I promissed him. I confesse he had maney discoursses to me, and most of his auen praisses. I will tell no more wnles the housse curiosity wrge me too it, and that I may haue his leiue for the same; onlie I wold haue my Lord Chancelor to find such

a way to cleir my honor, that I be not esteeimed a searcher out of holles in mens coattes. I neid not doe so, for in the way of justice I will not stand to follow the best subiecte in all my dominions.

Morton wold haue had thesse tuo noblemens intrest layed assyde, to sleipe a litle, till that first the grate bussines that so muche did concearne the weill of the countrey be aduanced againe.

Hes Ma^tie^ said, it wes no dishonor to them to haue a plot layed aganist them, bot sure he wes, it wes a grate dishonor to him to be the layer of a plot aganist them.

My Lord Chanceler wrged, that seinng the Kings honor wes the aime of all, this bussines amongest wthers might be lapped wpe in the accommadatione.

D. of Lennox wold haue the examinations to be publicke; zet wold aggree to ane accommadation, if the housse should thinke fitt.

Hes Ma^tie^ said, that he wold not contradicte quhat hes Chanceler had said, and Morton also; bot certaine he was, that thesse men that wer gone away, did not suffer in honor, bot in saftie, bot himselue and some others, as Amont, did suffer in ther honor: onlie he wes confident, that the housse vold looke weill to that wich of all thinges wes most deire to him, and that wes the preseruatione of hes honor.

Roxbrughe, for all his intresse, solemly protested

that the weill of the publicke should be deirer to him then aney intrest he could haue for himselue.

Glencairne said, if that the smouthing ouer of this bussines might conduce for the Kinges honor and the weill of the publick, he wes for it; bot if onlie to breid neu jelosies and difficulties, he rather wished ante omnia, it might be exactly trayed.

Sr Tho: Hope wes of the same oppinione, and desyred till to morrow to be adwyssed hou to goe one.

Lord Burlie wes of the oppinione, that till this bussines wer first cleired, since it did so neirly concerne tuo pryme members of the housse, that it wes not possible to fall to the accommadatione of the publicke bussines.

The commissioner of Edinbrughe said, that questionles this, befor aney wther thing, behoued to be cleired, and the sooner the better for all parties interessed.

The housse relasses Cochrane from the comon jaile, and committes him to close custody in Jo: Smyths housse.

The housse ordaines eache estait to meitt apairt to morrow 9 a clocke, and the housse at 2 in the afternoone.

15 October, Fryday. Sessio 1. Pomerid: Rege presente.

The president told his Matie that he put noe ques-

tione, bot he knew verey weill quhat effects this morninges meitting had produced, and desyred to wnderstand his Maiesties pleasur.

Hes Ma^tie^ said, that he wes of the same mynd he wes off heirtofor, that this bussines should be put to a trayell; and he did confesse, that in respecte my Lord Chanceler had made the motione for him, he did relishe it the more. Bot since that delay had not the wished succes, that now they wold goe one in a publicke and speidey trayell, that thesse quho wer interessed in that, especially himselue, might haue ther honor cleired.

My Lord Chanceler confessed, that by his motione that bussines wes delayed, and he doubted not bot thesse parties wer adwertissed ere nou; and since he did perceaue that the housse for the most pairt did inclyne to a trayell, therfor he wold now change his mynd, and be for a speedey trayell, and to awoyde jelosies one ather hand, he thought that a publicke trayell wes most fitt.

Hes Ma^tie^ said, that for his honor, and the honor of the parties intressed, it wes a more legall way to haue the trayell and examinatione publicke.

The Kinges aduocat (being licenced by the housse) pleadit longe, and at last concludit, that no trayell could be so cleire, as that wich wes publicke, for the Kinges honor; for a committee vold still in some mens myndes leaue some jelousies and suspitions

one the Kinges honor, for quhat tuoched hes Ma^tie^, it off necessity behoued to be keipt vpe.

S^r^ Tho: Hope said, in suche a bussines, the most secret way wes the best way, and zet both wayes wer legall, and the parl: had it [in] ther pouer wich of the tuo wayes, ather publicke or priuat, to doe it; bot for secrett and exacte trayell, the priuat way wes wndobtedley the best way.

Hes Ma^tie^ anssuered, if men wer so charetable as not to beleiue falls rumors, S^r^ Thomas, I wold be of your mynd; bot since I see the contrarey, zou must giue me leiue to thinke wtherwayes; bot howeuer the matter goe, I must see myselue gett faire play. He addit, that he protested that if it came to a committee, that nather his honor, nor thesse interessed, could haue right. Nam aliquid semper adherebit.

Mortone said, that the King wes sclandred in this bussines, and himselue sought the best way, for veritas non querit angulos; and since hes Maiesty did seeke the best way, the publicke way, he did not see hou the housse in justice could denay it.

Roxbrughe, one his knees, beged at the King and parl: that since it did begin in publicke, so it should begin and end.

His Maiesty said, that since it wes indifferent wich way he thought, if the parl: should refusse ther King so resonable a requyste, he knew not quhat they

wold doe for him, since in this his honor did so suffer in a verey heighe degree.

Glencairne wes for a priuat trayell by a committee, or ells for a delay wntill the Generall had giuen ane accompte of his orders.

Hes Ma^tie^ replayed, that he behoued still to vrge that wich he wold not delay to aney of his subiects, wich wes a publicke, exacte and speedey trayell.

Earle Marishall wes for a publicke, exacte and speedey trayell, in the most stricke maner could be dewysed.

Hes Ma^tie^ said, that in presence of God he wolde speike it, that Hamiltone said to him the night befor he went away, that he was sclandered, zea bassly sclandered; and withall he did desyre the president to putt this questione to the housse, Quhay they denay his just and resonable requyste? and if they should refusse him this, he protested to God, he knew not quhat they wolde grant him.

The petitions of Ludouicke, Earle of Craufurd, and Colonell Johne Cochrane, crauing humbley be hard of the housse, read. After wich hes Maiesty said, that nou he must begin to be a little eiuell natured, wich wes to desyre that thesse tuo petitions might receaue no anssuer at all, till first he gett ane anssuer to his just and resonable demand, wich if they wold not doe, that wold he be forced to make

a publicke declaratione to all the world, that hes parliament had refused him justice.

16 October, Satterday. Sessio 1. Rege presente.

His Maiesty said, he had nothing to say this morning to the Lords, bot only to the barrons and burgesses, from quhom he did expecte that justice wich is dew to be giuen to a louing Prince by good subiects.

Sr Thomas Hope, for the barrons, vill haue the parties intressed, Hamiltone and Argyle, to be present befor aney thing be done, since ther away going wes only for awoydinng of tumult.

His Maiesty said, for his auen pairt he should neuer haue a hand in recalling them, for he did protest, if he should recall them, it might reflect one him; bot if the housse wold condescend to a publicke trayell, they had frinds a new, lett them send for them, for he wold not doe it.

My Lord Lindesay said, that he had beine with them, and had not onlie hard from themselues, bot wnder ther handes, that they neuer had aney the least jelousie of hes Maiesty; and for him, his seruice and the peace of the countrey, they wold lay doune ther liues and fortuns, and as for the away goinng, they wold show werey good reassone for it.

D. of Lennox vold haue a publicke examinatione, without ther heir calling by the King or parliament.

His Maiesty said, that he granted maney thinges of importance to the housse, and he desyred them to show him aney thing that euer they had granted him; and if it wer come to that, that wee behoued to aske the oppinione of tuo or three noblemen that are gone away befor he coulde haue justice, it wes a thing most strange.

E. of Kinoule said, that a publicke trayell, to be condiscendit too, wes just, and it wes our King that demandit it.

His Maiesty said, that Sr Tho: Hopes motione wes a new one, and by the orders of the housse, hes aught to preceid; and if they wsse him so, ere it wer longe, make his declaratione to all the world, that they might see quhat he had done to them and for them, and hou they had mett him. If thesse wer the fruitts of ther couenant, he called the Lord to judge it.

The Kinges aduocat wes of the oppinione, that since this trayell is ex nobili officio, it wold be more conducing to the cleiring of al parties, that the trayell be publicke; bot if the noblemen that are away wold petitione, ather by themselues or ther frindes, that they might be hard befor aney thing wer done. It behoned his Maiesty and parliament to giue them ane anssuer, zea or no.

Lord Spynie said, that in his judgement, ther wer onlie tuo ressons quhay the housse wold not grant

his Maiesties demand, ather ignorance or obstinacey. Ignorance it could not be; nather wold he say that the housse wold be obstinat to doe ther King and Souerainge justice.

Lord Lindesay still insisted, that thesse noblemen might be present, ather by themselues, frindes or lawyers, befor aney thing be concludit in this bussines.

E. Seaforte argued from the couenant, that seinng wee wer all tayed by it, to see that the Kinges honor wer not vronged; and nou leuing this bussines to be trayed in a publicke way did neirly concerne his Maiesties honor, he did not see quhay it should not be so granted by thesse that had suorne the couenant.

E. of Mar desyred that all thinges might be continued sicuti nunc, till ther frinds should vreat to them to come in.

The housse ordaines the estaits to meitt seuerally one Monday at 2 a clocke in the afternoone, and one Tuesday at the ordinarey tyme.

17 October, Sunday. Hes Ma^tie^ hard sermon at Holyrudhousse churche, bothe befor and after noone.

Mr Androw Ramsay preached befor noone; his text wes Epist: Paul to the Ephesians, cap. 2, versse 5. Mr James Read, 2d minister at St Cuthberts, preached afternoone.

18 day October, Monday. Eache estait mett apairt at 2 in the afternoone, according to the housse ordinance the 16 day.

19 October, Tuesday. Sessio 1. Rege presente.

His Ma^tie said, my Lordes and Gentlemen, this day as I conceaue wes for the trayell of this bussines, and if ther frindes haue nothing to say, then I desyre this matter should be publickly trayed.

Then he desyred to knou of my Lord Chanceler, wither ore not he had sought leiue of him to goe to them, or if he had sent him? The Chanceler anssuered, that he had humbly one hes knees begget his Maiesties leiue to goe to them; he said that he had beine with them, and they humbley besought eache member of the housse to rest assurid that they wold sacrifisse ther liues and fortuns for his Ma^ties honor and the peace of the countrey.

Hes Ma^tie said, by God the parl: and they too behoued to cleire his honor.

The Chanceler desyres this afternoone to thinke one his Maiesties desyre, and one the way to goe and proceid in this bussines.

Hes Ma^tie adioyrns the housse till to morrow, and giues the estaits this day to prepare ther last resolutions how to goe one in the bussines, and eache estait to meitt this day apairt at 2 in the afternoone.

20 Octobris, Vedinsday. Sessio 1. Rege presente.

His Ma^tie said he wold begin with a bussines of

ones that he werey muche respected, and that wes a letter sent from the Prince of Orange to the Lords of his priuey counsaill, for some recrues of men to the Scotts regiments ther; he addit, that they nou knew verey weill quhat relatione he had to him, and since the letter wes directed to his priuey counsaill, he esteeimed it not amisse hou to giue it to his grate counsaill.

The clerke rèad it out to the housse, from the Frenche wnto Englische. He wes ordained to translait it, and to giue eache estait a copey therof.

The report of the committee for the borders, this day read in the housse, and a copey therof by the King and parl: ordained to be giuen to eache estait.

Earle Craufurdes petitione to the housse, humbley crauing to be releassed from his strict imprissonment, one the souerty of 2 noblemen, read.

The president of the parl: anssuered, that the speedey trayell and examinatione of the bussines wold be ane acceptable anssuer to this bill.

His Ma^tie^ said, that againe he must renew his sute, that the examinatione of them might be quickly and publickly; and he did not see a reasson quhay the housse should not grant it. Then did he ade, my Lordes and Gentlemen, I thinke you haue all aggreid one a speidey trayell, and I will demand of you that it may be publicke; for since you confesse both wayes be legall, I thinke the publicke way is

most legall, and I wold know your reasson quhay ze should denay me this, and I am confident in a day ore tuo wee may haue all oute, if you vill take a litle pains, as I shall giue you exemple.

The Chanceler said, that he perceaued that men did keepe vpe ther mynds and oppinions, and he knew that zesternight both barrons and burgesses wer of the oppinione the trayell should be by a committee, and nou he desyred them to giue ther reassons quhey the committee wes best.

Lord Lindesay spoke longe for a priuat examinatione, as the most fitt way of all vther, and in his oppinione (he said,) the most fitt way wes the most lawful way.

Hes Maiesty said, that he adhered to the questione formerly staited by himselue, and vrettin by the clerke.

Lord Chancelour moued, that the parl: wold take this mides, that Colonell Alex: Steuarte should be examined as the former 3 wer, viz. befor the 3 estaits, (quhen the quhole housse turned itselue in a committee,) and after he wes examined, the housse then, one a better consideratione, mighte examine the rest by a committee.

E. Roxbrughe muche approued the L. Chancelours motione, and thought in reassone the housse could not refusse it.

His Ma^tie said, that he wold giue this questione

to the seuerall estaits to resolue off, and to giue him a positue anssuer therto to morrow, zea or no; and with this questione, he desyred them to take the Lord Chancelers motione to ther considerations lykwayes.

The housse ordaines the estaits to meitt seuerally this afternoone at 3, and to morrou at 7 in the morning.

21 October, Thursday. Sessio 1. Rege presente.

The Kinges questione read.

My Lord Lindesay desyred hes Ma^tie^ to take the adwysse of the housse in the staitting of the questione.

D. of Lennox said, that hes Ma^tie^ wes now no furder aduanced in this trayell then the first day, and in the mean tyme hes Maiesty suffred by the not trayell. Therfor, in his judgement, ere ther be no trayell, he wold rather condiscend to a priuat then to none at all.

Hes Maiesty said, that if it had not beine publisht at the first, bot they had come and demandit justice, then he should haue accordit to a priuat way; bot as my Lord Ducke had said, rather ore it be not trayed, he should wishe, if ther be a priuat way of hell, he said, (with reuerence he spoke it,) lett it be wssed; bot if they wold show him that the priuat way wes freir of scandall then the publicke, he wold then be of ther mynd.

The Lord Chanceler said, that thesse noblemen that wer away, quhen thay should haue the honor to [be] heir, wold cleire to the housse, hes Maiesty and to all the worlde, that they neuer had of hes Ma^tie^ the least jelossie or suspition.

The King anssuered, that ther so away goinge had giuen too muche ressone.

My Lord Amont said, rather ore the trayell should be delayed, he humbley besought hes Ma^tie^ and the housse to goe one in the most priuat way of trayell that could be.

Roxburghe, in a longe discoursse anent priuat and publick trayell, concludit, that since hes Maiestie wes onlie for the trayell of the treuthe, in his oppinione one dayes delay wes of more importance, that aney preiudice that could accrew by a priuat trayell, and therfor he humbley intreatted hes Ma^tie^ to satisfie the humble desyres of his subiects, and giue way to a committee.

My Lord Lindesay said, that he thought that my Lord Zester deserued to be exemplarly censsured for darring to taxe the housse of periurey, and pressing with his impertinencies, to make interruptione in the conclusione of so grate a bussines.

Zester, one his knees, craued the housse humbly pardon, if he had spokin aney thing rashlie, and craued that Lindesay might be censsured for taking one him to taxe him of that wich he neuer meint.

Hes Maiesty said, if he could see hou scandall could be awoydit, he wold be for a priuat way; onlie he wold that the committee that should be chossen should interrogat the deponers by wreat.

The President replayed, that it wes impossible to preserue a methode in trayell, since questions wold still arrysse pro re nata, one matters deponed.

E. Morton humbley besought hes Ma^tie^ to leaue thesse thinges to the discretione of the committee, quho wold no doubt carey themselues honorably and wysslie.

His Ma^tie^ said, since he had condiscendit to a committee, he intreatted the housse to begin this afternoone, and to make choysse of the committee presently, and eache estait to woyce to the electione of ther auen to be of the committee.

The housse ordaines 4 of eache estait to be of this committee, and they to make choisse of ther auen clerke.

Nob:	*Bar*:
Lord Chanceler,	La: of Dundas,
Lord Presid: of the parl:	La: of Camuo,
Ducke of Lennox,	La: of Kilhill,
Earle of Lauderdaill.	La: of Ederney.

Burr:

Com: of Perth,	Com: of Glasgow,
Com: of Aberdeine.	Com: of Dumbartane.

The King and parl: giues pouer to this committee

to examine vpone othe, or without othe, ore wtherwayes, all persons vpone this incident, and to report in plaine parliament, and ordaines 7 of this committee to be a coram, prowyding ther be 2 of eache estait of the 7; the housse also ordaines ane othe of secrecy to be taken by eache persone of this committee; as also if them pouer to confront, sequestrat and imprissone suche as they shall thinke fitt.

His Ma^tie adiorns the housse till to morrou at 10 a clocke.

22 October, Fryday. Sessio 1. Rege presente.

The King and parl: ordaines my Lord Generall causse slight the fortifications at Mordingtone, for the satisfaction of the Englishe commissioners, and fulfilling of our pairt of the trettey.

The humble petitione of Generall Ruthuen to the King and parl: that he may returne and be confyned to his housse of the Zaire, and haue libertie to goe to the churche ther.—Granted.

The housse commands hes Maiesties aduocat to draw vpe ane commissione for the Midle Marches.

Hes Ma^tie adioyrns the housse till Tuesday the 26 of October instant, at 10 a clocke, to the effecte the committies may goe one.

23 October, Satterday. No meitting.

24 October, Sunday. Hes Ma^tie hard 2 sermons in Holyrudhousse churche befor noone. Mr Alexander Hendersone preached; hes text wes Deutronomie,

cap. 10. versse 12. Afternoone, Mr Samuell Austen, minister at Penpont preached, hes text Psal: 40, versse 1 and 2.

25 October, Monday. No meitting of parl:

26 October, Tuesday. Sessio 1. Rege presente.

The housse ordaines the committee for the churche to meitt this day at 3 a clocke, and to morrow at - -

The humble petitione of Ludouicke, Earle of Craufurd, to the King and parl: desyring that they wold be pleassed, since that he wes examin'd, and had treuly deponed all that he knew, that now he might be liberat from his imprissonement.

This petitione reiected by the hous, till first the examinationes of the attached be concludit.

His Ma^tie^ adiorns the housse till Thursday the 28 of this instant, at 10 a clocke; and the committee in the meane tyme to meitt at the houres appoynted.

27 October. No meitting of parl:

28 October, Thursday. Sessio 1. Rege presente.

His Ma^tie^ said, that he was to begin at this tyme with a bussines of grate importance, and qwhither it wes of more ore lesse importance, as zet he could not tell; onlie tuo or 3 good and faithfull subiects had wrettin to him. Onlie amongest vther, he tooke out a letter from my Lord Chetchester, wich he commandit the clercke to reid to the housse, shouing the Irische had lepin out in Irland in opin rebellion, and that maney of the papists ther had ioyn'd to them, taken some forts, as that of Dunganon, seassed one a

magasine of his, and takin the Lord Chaffeild prisoner, &c. He addit, that he thought good to adwertisse the housse of this, that if it proued bot a small reuolt, then he hopped ther wes litle neid of aney supplie from this, bot if it proued a grate one, he did put no questione bot they that wer his auen, wold haue ane especiall caire he wer not vronged; for it wes best principijs obstare. For from France, 1. in respecte the neire relatione betuix the Frenche King and him, and nixt in respecte of his varres withe Spaine, he thought thesse rebells could expecte no supplie. From Spaine, his Ma^tie said, he knew for certaine they could looke for lesse, the Spaniard hauing so much to doe, both aganist the Frenche, Hollander, Portugueze; zea at home, not onlie in Catalonia and Arragone, bot euen in hes auen bosome in Castill itselue. Bot if ther hoppes proceid from the papists of England, then he thought the bussines of a grater consequence, and of a more transcendent nature; and therfor he desyred the housse wold appoynte some of eache estait, with my Lord Generall to speike of the bussines, and in the mean tyme he wold with all diligence directe away to Irland, 3 by diuersse wayes to be advertissed of the treuth hou matters went ther, as also one to adwertisse the parl: of England therof.

The housse appoynted a committee of 3 of eache estait, to meitt at 3 a clocke this afternoone with the

Lord Generall, to adwysse the best coursse for the present to be takin in this bussines, and to report the same to the parl:

Nob:	*Bar*:	*Burr*:
L: Chanceler,	La: Vedderburne,	Edinbrughe,
E. of Louthean,	La: Kilhill,	Glasgow,
Lord Amont.	La: Murtlie.	Aire.

The grate committee for the lait incident, does make ther report, and the depositions takin by them are publickly read in the housse.

Capitane Villiam Steuarts depositions of the 12 of Octob: by the 3 estaits, anent the discouery to him of the plot by L. Colonell Alexander Steuart, wich plot wes to be put in executione the 11 of October.

The said Capitane Villiams 2d depositions takin by the committee, litle or nothing differing from that takin by 3 estaits, read.

L. Colonell Alex: Steuarts depositions takin by the committee 22 Octob: containiug a discoursse contrarey in purpois to that wich Capitane Villiam Steuart deponned he relatted to him, anent the apprehending the Marques and Argyle, and sending them to the Kinges shipe or els stabing them; bot concerning my Lord Ochiltries imprissonement and liberatione, and hou the said Lord had spokin treuth of the Marques, wich was that he wes a traitor; in effecte, this depositione wes all contradictorey to Capitane William Steuarts.

The tuo Steuarts contradictions takene one ther grate othe, paralelled, read.

L. Colonell Homes depositione befor the 3 estaits 12 October, and his re-examinations befor the committe 23 Octob: affirming all hes former depositions to be treuth, quherin ther wes much of the plot discouered.

Mathew Hamiltons depositiones read, contradicting his master L. Col: Alexander Steuarte.

Colonell Ludouicke Lesleyes depositions read anent L. Col: Alex: Steuarts going with him to Sueden, wich wes altogider fals.

L. Col: Richardsones depositions befor the committee 23 Octob: anent his priuey conference with the Earle of Craufurd, read.

Colonell Laurence Blare, his depositions befor the committee, annent his discoursses with the Earle of Craufurd, full of fooleries, read.

The Earle of Craufurdes depositions befor the committee, annent a discoursse at dinner in the Earle of Airthes housse, concerning a letter wrettin by the Earle of Montrois to the King, quherin he vndertakes to proue the Marques Hamiltone a traitor, read.

L. Colonell Homes 2d depositiones befor the committe 23 Octob: anent a discoursse betuix Colonell Cochrane and him, of Villiam Murrayes taking him to the Kinges bed chalmber, read.

Cap: Rob: Kennedey, his depositione befor the committee, anent his discoursse vith Col: Cochrane, read.

Col: Cochrans depositione wnder his auen hand, containing a conference betuix Villiam Murray and him, anent the arresting of Hamiltone and Argyle, read.

Item. The committies interrogators at Cochrane, offe hes auen depositions, quherin he contradicts Home, read.

Villiam Murray, one of the groumes of his Maiesties bed chalmber, his depositions takin by the committee 25 Octob: anent a discoursse betuix the Earle of Montrois and him, wich he confesses he declared to his Maiesty; and of his deliuery of 3 letters from the Earle Montrois to the King, and of his Maiesties anssuer to them.

Item. The said Villiam confesses his taking of Colonell Cochrane to the Kinges bed chalmber, bot does not know quhat the Colonell said to the Kinge.

Item. He denayes maney poynts of Cochrans depositions aganist him, anent diuersse discourses at sundrey tymes and occasions betuix them.

Item. He denayes he knowes aney thing of drawing Hamiltone and Argyle to a conference in the Kinges drawing chalmber, read.

Lord Amonts depositions befor the committee, 25 Octob: quherin he confessis that Villiam Mur-

ray, Craufurd, Lordes Ogiluey and Gray, &c. wer suche a night at his housse, read.

The Earle of Craufurdes re-examinations by the committee, 27 Octob: instant, read, quherin he declares his former depositiones to be all trew, bot onlie some wich he retreitts, and in thesse he confessis, that in the Lord Amonts housse ther wes speaking amongest them of arresting Hamiltone and Argyle.

Colonell Cochranes re-examinations one his grate othe befor the committee, 27 Octob: instant, quherin he declaires all his former depositiones to be trew, bot onlie thesse tuo discoursses betuix Villiam Murray and the Earle of Craufurd and him, and the preceisse tyme of hes auen discoursse with the Lord Ogiluey.

The committies interrogators at Cochrane offe hes auen depositions, full of contradictions, read.

Villiam Murrayes re-examinations by the comittee, 27 Octob: vpone hes grate othe, read, quherin he denayes thesse thinges that Craufurd and Cochrane layes to his charge.

Craufurd and Cochrans conforntations with Villiam Murray befor the committee, 27 October instant, read, quherin William Murray does altogither denay that euer he desyred Cochrane to goe to the Kinges bed chalmber.

L. Colonell Horries re-examinations vpone hes grate othe, 27 Octob: read, quherin he awowes all

his former depositions, and addes some a neu aganist the Earle of Craufurd, read.

The housse ordaines eache estait to haue a copey of thesse depositions, to the effecte they may take the same to ther considerations, and to meitt apairt this day at 3 in the afternoone, and the quholl housse to morrow at the ordinarey tyme.

29 Octobris, Fryday. Sessio 1. Rege presente.

The committee for the commotions in Irland makes ther report to the housse, shouing that, first, till the parl: of England be advertissed, hes Maiestie receaue more certaine information from Irland, and our assistance be requyred by the parl: of England; for the present, wee can doe no more then to be redey, vpone the first occasione, to shew our deutey to his Maiesty, and our loue to our brethren, the protestants of England and Irland.

The housse ordanes 3 of eache estait to meitt at 3 a clocke this afternoone with the Earle of Eglintone, to see quhat shippinng the vesterne costs of Scotland can afford, and ther burden, for transporting of men to Irland; and quhat number of men one a suddaine they will be able to transport: and to report the same to the housse to morrow.

The humble petitione of the toune of Perth to the King and parl: for some supplie for the re-edifing of ther bridge, of present money, ore out of the bischoperickes, as the housse pleassed

The housse apponts a committee of 3 of eache estait to consider the best wayes to satisfie this so necessarey a petitione, and to report to the housse ther oppinions therin.

Nob:	*Bar:*	*Burr:*
E. of Perth,	La: Balmaine,	Edinburghe,
E. of Kinoule,	La: of Camuo,	St. Andrewes,
Vis: Stormont.	La: of Moncreiffe.	Aberdeine.

Acte anent the change of the termes from Vitsonday and Mertimisse, to Candelmisse and Lammas, votted and past.

Hes Ma^tie adioyrns the housse till to morrow at 10 a clocke, and eache estait to meitt apairt at 8 in the morning.

30 October, Satterday. Sessio 1. Rege presente.

The humble petitione of George Fouills to the King and parl: for ane approbatione of hes seruice as generall of the mint housse, since hes Maiestie hes disponed the same to another. Granted.

The committee for Irland makes ther report to the housse, that from Glasgow to Aire, not reckning my Lord Argyles boundis, they find ther will be veshells one that coaste to transport at once 4 or 5 thousand men, and more, if neid shoulde requyre.

A petitione exhibit to the housse by Johne, Earle of Kingorne, George, Earle of Seaforte, and S^r Robert Innes of the same, aganist the Lord Forbesse, for his violent intrussione by law in some lands

woodsett by him to them, quherin they wer in possessione, for grate soumes of money payed be them for him.

The housse ordaines the Lord Forbesse to haue this petitione, and to anssuer the same by wreat.

Sr Tho: Hope, in name of the barrons, humblie intreatts his Maiestie, for better cleiring the grate bussines in hand, that he wold if his subiects that contentment to lett the committee see the last letter wich Montrois wreat to his Maiesty.

His Matie anssured, that he wold at 2 a clocke show it to the committee at Holyrudhousse, so that some more of eache estait might be ioyned to them. He willed the housse to directe a varrand to the capitane of the castle, that Montrois might be brought doune ther wnder a sure gaurd, and he wold himselue then cleir the bussines to them. Ther wes joyned to the committee for the incident,

Nob:	*Bar*:	*Burr*:
E. Eglintone,	La: Innes,	Edinbrughe,
E. Cassiles,	La: Balmaine,	Iruinge,
E. Louthean,	La: Freland,	Haddingtone,
L. Lindesay.	La: Vaghtone.	Bamffe.

Sr Tho: Hope againe, in name of the barrons and burrowes, humbley desyres his Maiesty and the housse, that the wald, by ther order, returne thesse noblemen to the housse that wer absent; since the housse had seine that they had werey good reassone

to absent themselues for a tyme for awoydinng of tumult.

Hes Ma^tie anssuered, that he vished they wer heir, and he houppit they wold returne, bot he vold neuer assent that the housse should make aney suche order, and that for diuers reassons best knouin to himselue, wich he wold be lothe to expresse in publicke.

Hes Ma^tie adioyrns the parl: till Monday, at 2 a clocke in the afternoone, and the housse ordanes the estaits to meitt apairt that day at 9.

31 October, Sunday. [His Maiesty] hard sermon befor and afternoone, in the abbey churche at Holyrudhousse. Mr Henrey Rollock preached in the morninge; his text wes, Psal: 73. versse 1. Mr Mathew Wymees preached afternoone; his, Epist: Paul to the Rom: cap. 4. versse 9.

1 Nouembris, Monday. Sessio 1., Pomeridiana.

Rege presente.

His Ma^tie said that he wold begin this day with a bussines that did concerne him werey muche, and that wes, that nou he wes credibly informed by hes Iustices, that in Irland ther wes a totall rebellione of most of the natiues ther, zea in effecte a generall reuolt in eache prouince in the north; but he thanked God that the citey of Dubleine, by the prouidence and caire of the Iustices and some others weill affected to his seruice, had escaped ther handes; and

in the south of Irland he beleiued ther wer maney good subiects. And nou in discharge of hes deuty he aught to God and his kingdomes, he said he behoued againe earnistly to recommend this grate bussines to the housse, and that they wold be redey to stur howsounsoeuer the parl: of England approue ther loue and forduardnesse. He addit, that he had spokin to the Englishe commissioners, quho wes of that oppinione, that England could nor vold not bot take it weill at ther handes, to be in redinesse, so wee doe nothing; and therfor he thought in hes iudgement, that the committee alredey chosen wer most fitt to thinke one the forme and maner of our preparations, for Craigfergus and Londondarey wer tuo pices of maine importance, and he fearid if a speidie supplie wer not sent to them, that they wold be vterly lost; for it wes better to haue at them in tyme, then after they had seassed one all to begin a new conquest, wich wold take deeiper deliberations, and grater preparations also.

The president anssuered, that thesse tuo places indeid did werey muche concerne the Scotts, that wer most numerous in the north pairts of that kingdome.

Hes Maiesty replayed, if he had no beine a Scottsman himselue, he had not spokin that.

The housse ordaines the committee for the Irishe bussines to thinke quhat speidie coursse to take

anent thesse vaightey affaires, represented by his Ma^tie^ to the housse, and to report the same.

Ane order and declaratione of the parl: anent the absence of the Marques Hamiltone, Earles of Argyle and Lanreicke, from the housse, and how they had good reassone so to doe, since by ther letters to the seuerall estaits, they had declared that ther so going away wes onlie for awoyding of tumult; and therfor the hous ordaines a letter to be wrettin from the housse, and in ther name to be subscriued by the president, for recalling of them, to the effecte his Maiesties seruice doe not suffer by ther abscence.

This order wes read and wotted, with the contradictione of aney, except the Earles of Mar, Marichall, Lordes Zester and Spynie, &c.

The housse to meitt to morrow at the ordenarey houre of 9, and the estaits seuerally at 8.

2 Nouembris, Tuesday. Sessio 1. Rege presente.

Petitione of Leuietenant Generall King to the housse, humbley supplicatting that they wold be pleassed to heir his appologie, quherby he may be hard to cleire himselue of that imputatione layed to his charge, as one dissafected to his natiue countrey, read in the housse.

The housse ordaines L. Generall King to be called in to make hes auen appologie.

Quhen he entred, he said, that for the obedience

of that citatione wssed aganist him, he had come heire for his imployments beyond seas, out of that humble obedience and deutie he aught to his Maiesty and that honorable housse of parl: and hes natiue countrey; and since it wes his eiuell fortoune to fall in aney the leaste dislyke and bad oppinione of aney of hes countreymen, ather at home or abrod, he did solemly protest, that since thesse vnhappey differences first did arraysse betuix his Maiestie and hes subiects heir, that he wes nather counseller nor actor in aney thing that did concerne this countrey and stait; and howsoeuer they might constructe him, he in all humilty did submitt himselue to the censsure of his Matie and this honorable housse of parliament.

The president asked him, if he did not wndertake the leuinng of horsses and men in Denmarke for his Matie, aganist his natiue countrey.

He anssuered oppenly in face of parl: that the treuth wes, since they put him too it, that he wes inded wrged by hes Maiestie, quho sent for him to that effecte to England, to wndertake that seruice; bot he altogider refussed it one aney condition quhatsomeuer, in respecte it wes aganist his natiue countrey, and hes conscience lykwayes.

Being remoued, the housse ordaines him to subscriue the nationall couenant, wiche done, they ordaine his name to be delet out of the sumondes, and

ane acte of the housse to be exped declaring his innocencey to all that should questione the same, reponinng him to hes honor abrode, and vittnesseing him to be a good and honest patriot, deseruing the publicke approbatione and testemoney of his countrey.

The humble petitione of Montrois, Napeir, Keir and Blackhall, to the housse, desyring that nou, after 7 mounthes imprissonement, they might be inlarged vpone quhat souertie the parliament should thinke fitt; and that they may haue that fauor that hes beine shouen to thewes, raissers of fyre, and vthers malefactors, by the Justice Generall, as the pactiques produced by them does cleirly demonstrat; all wiche wer read opinly in the housse.

The hous ordaines this bill to haue no anssuer, till first the Earle of Montrois giue a positiue declaratione and anssuer to that letter wrettin by him to his Maiesty, to thesse wordes therof, (that he wold particularly acquant his Maiesty with a bussines wich not onlie did concerne his honor in a heighe degree, bot the standing and falling of his croune lykwayes). They ordaine him to be examined befor the committee for the incident, vpone the forsaid vordes, at 2 a clocke this afternoone.

Hes Ma^tie^ said, that nou since 12 wes past, he had one thing to remember the housse of, wich wes, that since this wnhappey bussines of Irland wes nou

to be takin a serious deliberatione, quhat way to goe in hand and proceid with, he wold desyre, befor they tooke it in hand, that they should first of all supplicat God by a generall fast, that he might be propitious to ws, in the prosecutione of so grate and important a bussines; and therfor he besought the housse, that the commissioners of the generall assembley wold meitt and resolue vpone the reassons and day for it.

D. of Lennox anssured, that in his judgement it wes not best to begin with a fast, for that might incourage the enimie, quho wold say that wee could doe no more then betake ourselues to our prayers and fasting, since varrlyke preparations wer more necessarey.

This oppinione of my Lord Duckes wes slighted by the housse as impious, and hes Maties propositione embraced, and remitted ut supra desiderat:.

The generall estaits to meitt apairt to morrou at 8, and the housse at the ordinarey houre of 9.

3 Nouembris, Wedinsday. Sessio 1. Rege presente.

The committee for the incident makes ther report, that according to the order of the housse, they had called befor them the Earle of Montrois, and interrogat him quhat he meined by thesse vordes of his letter, that he vold show his Maiestie that wich did not onlie concerne his honor, &c. He said, quhat his meining wes he had alredey declared to his Ma-

iestie, and the committee from the parl: on Satterday last at Holyrudhousse; he furder declared, that therby he nather did intend, nather could ore wold he vrong aney particular persone quhatsomeuer.

This being read wnder Montrois hand to the housse, it did not giue them satisfactione.

The committee for the Irishe bussines makes ther report to the housse, that they had found it expedient howsouneuer the parl: of England should approue the conueniency of ther ayde and assistance in this bussines, that 8 regiments of footte should with all diligence be leuied, consisting of ten thousand men, quherof 2500 to be Heighland men, and 7500 to be leuied out of the Lowland shyres, with amunitione to them; and the 8 Colonells to be chossen by the King, parl: or counsaill, and Generall. They made reporte, lykwayes, that they could supplie ther brethren in Irland with armes out of the comon magazine for 3000 men, 2 pairt musketts, and 3d pairt pickes. England giuing assurance for redeliuerey or payment of the same.

Acte ratifing his Ma^ties^ royall donation and mortificatione of the bischopricke and priorey of St. Andrews, viz. of 1000 lib. starling per annum out of them to the vniversity; ther reseruing from the forsaid donatione and mortificatione to his Ma^tie^ hes airs and successors, Kinges of Scotland for euer, the superiorities of lands, lordschipes, tenements,

&c.; entrey of vassals, regalities, steuartries and erritant clauses of infeftments, &c.; and the teindes of the saids bischopricke and priorey to be walued, and the vassalls to haue the benefitte of the valluatione, conforme to the acte of parliament, read, wotted and past, wich hes Maiesty did solemley tuoche with hes scepter.

My Lord Chanceler did moue to the housse, that the former committee for accommadating of bussines, might now againe proceid and goe one quher they lefte befor the lait interruptione, in respecte that hes Maiesty wold be forced of necessity, ore it wer longe, to goe for England; the Irishe affaires being nou in so eiuell a caisse, that the parl: of England wold doubtles vrge his Maiestys spedey returne to them, quho in his absence could doe litle therin.

Hes Ma^tie^ secondit the Lord Chanceler, and said he wes much affrayed that the bussines of Irland wold neids force him to returne to England, souner then of necessity he himselue expected to haue beine vrged; and therfor he willed the housse to goe aboute the conclusions of ther affaires (after so long delayes,) wtherwayes he wold be forced to leaue matters heire in some disorder and begone, since he verily beliued that the parliament of England could conclude litle anent Irland without him.

The housse intertaines the motione made by the Lord Chancelour, anent the committies proceding

with the accommadatione, and ordaines the seuerall estaits to meitt apairt at 2 a clocke this afternoone, for satling the said committee, and puttinge them one the way againe.

The housse to meitt to morrow at ther ordinarey houre of 9.

4 Nouembris. Sessio 1. Rege presente. Thursday.

The housse againe after some rubbs, ordaines the committe for accomadatione to proceid and goe one, and vithall to take in the lait incident as a stepe of the procedure of the said accommadatione.

The commissioners from the generall assembley represents to the housse the causes of the fast to be indicted, according to the housses reference to them, wich wer publickly read, and hes Ma^tie and estaits of parl: did allow of them, and ordained the said generall fast to be solemly keipt in all the churches of Edinbrughe, and in the parochiall churches of the adiacent shyres, one Sunday the 14 day of this instant mounthe, and throughe the rest of the kingdome the last Sabothe of the same mounthe.

The committee for the cooper coyne, makes ther report to the housse; and they ordane a varrant to be exped to the said committe, for taking a trayell of a stone weight of Streuelinges turnours and a stone of cooper, that therby the difference and losse of the subiecte may be knowen.

The housse ordaines the estaits to meitt seuerally

at 2 a clocke in the afternoone, and from thence the grate committee for accommadatione to goe, and the housse to meitt to morrou at 2 in the afternoone.

5 Nouembris, Fryday. Sessio 1. Pomeridiana. Rege presente.

The humble petitione of Ludouick, Earle of Craufurd, to the King and parliament, desyring, that since he wes nou examined, and had depoñed quhat he knew anent the lait incident, that they wold be pleassed ather to proceid aganist him legally, ore wtherwayes inlarge him vpone catione.

The anssuering of this petitione remitted by the housse to the committee for accomadatione.

A petitione to the King and parl: from the toune of Beruick, humbley showinng, that for implement of the tretty betuix the tuo kingdomes, quherby they stand oblidged to demolische all new workes, they humbley desyre that the housse wold be pleassed to suffer the draw bridge to be wnfilled vpe, and for conveniencey and decencey to ther toune, that the tuo gates one the bridge may stand wntakin away, as they ar now; and that the parliament vold suffer them to keepe 3 pices of iron ordinance, wich belonges to themselues, for defending ther toune and harbrey from pirrats.

The housse ordaines Robert Murray, Quarter Master Generall, to be sent to Beruicke with hes Ma^ties recommendatione to take notice quhat may be

the importance of that petitione, and to report the same to the housse.

The comittee for the north shyres makes ther reporte to the housse, wich wes publickly read, craving, 1, that the wold grant a commissione of justiciarey to a selecte number of able men, with 2 justice deputts to attend them; 2o, that the fynes of all delinquents be applayed to the defraying of the charge, and the superplus to come to hes Ma^ties^ thesaurey; 3o, that 120 men be leuied to attend the said committee; 4o, that a pryce be condiscendit one and sett one the heads of some of the Mackgregor giuen in, in list to the housse, and a definit soume be to suche als shall ather kill them or bring them to justice; 5o, that letters of horning be presently directed, at the Kinges aduocats instance, aganist them, and they denuncit rebells.

The housse all in one voyce, does seriously recommend Kilhills bussines to hes Ma^tie^, anent the cancelling some records in Irland, and taking them offe the fyle, quherby he wes citted by the lait deputey ther, and adiudged as a traitor, in respecte that he in the lait troubles had adioyned himselue to his auen natiue countrey.

Hes M^tie^ wes gratiously pleassed to promisse to the housse, that he wold giue S^r^ Henrey Waine, his Secretarey, present order to wreat to Irland, that the said petitione of Kilhils might be really and spedily

obayed; and for ther intrettey, he wold for that effecte himselue wreat to his justices lykwayes.

Acte, changing the faire and mercat of the brughe of Dornocke, in Sutherland, from the 14 of October till the 14 of Nouember, votted and past.

The generall estaits to meitt at 2 this afternoone, and to morrou at 8 in the morning, and the housse at 10.

6 Nouembris, Saterday. Sessio 1. Rege presente.

Generall Lesley hauing neulie receaued his patent of Lord Balgoney and Earle of Lewine, wes solemly this day instaled by his Maiestyes order, in face of parliament. Being invested in his parliament robes, and conducted by the Earles of Eglintone one his right hand, and Dumfermlinge one his lefte, in ther robes; the Ducke of Lennox and Richmond, Grate Chamberlaine of Scotland, in his robes, going befor him; in this order did they come throughe the courte, and so entred the parliament housse.

First went sex trumpetts in ther liueries, tuo and tuo in order.

Then the pursuewants, tuo and tuo in order, in ther coattes of office.

Then the heralds in ther coattes, the eldest of wich did beare his coronett.

Nixt cam the Lyone King of Armes, hauing the new Earles patent in his hand.

And after him the Lord Grate Chamberlaine in

his roabes, followed by the Earle Marishall, quho did vsher in the new created Earle, and hes tuo assistants or conductors.

Quhen they cam befor the throne, the Lyone deliuered the patent to the Earle of Leuin, quho did giue it to the president of the parliament, and he to the clercke, quho opinly read it.

Then after 3 seuerall low cringes, the Earle ascendit the throne, and kneeling befor his Maiestie, had the vsuall othe of ane Earle administrat to him by the Earle of Lanarke, Secretarey of Estait; after wiche his Maiesty did putt the coronett one his head, and arryssing, humbly thanked his Maiesty for so grate a testimoney of his fauor, and withall besought hes Maiesty to knight the 4 Esquyres that did attend him, wich in this order, by hes Maiesties command, wer called by the Lyone King of Armes:

Johne Lesley of Birckhill;
Johne Broune of Fordell;
James Malweill of Brunt-iland;
Androw Skeene of Aughtertule.

Being in this order called by ther names, they ascendit the throne, and kneeling, wer seuerally dubt knights by his Maiesty with the suord of estait; then all of them, againe kneeling, had a gilt spur put one ther right heill by Sr Dauid Crightone of Lugtone, knight, the anciest knight ther at hand. This done, they still one ther knees, with vpelifted hands,

had the othe of a knight administrat to them by the Lyone King of Armes, after wich they seuerally kissing his Maiesties hand, discendit, and attendit the new made Earle to his place, quher he wes ranked amongest his peeres.

Then wes ther 4 seuerall alarges proclaimed by the Lyone, first for his Maiesty, by the heraulds for the neu Earle, and by the pursewants for the 4 knights, with all ther tytilles; after wich the Earles reteired and disrobed themselues, and therafter returned to the housse.

Ther wes no more done in the housse this day, saue onlie his Maiesty did intreat the comittee for accommodatione to omitt no tyme, bot to proceid vith all possible diligence, in respecte of his necessity to returne for England souner then he expected, as letters receued by himselue zesternight from the parl: ther could wittness, wich he had showen to my Lord Chancelour; and therfor, since my Lord President had said that the committee could make no full accompt till Tuesday of ther proceidinges, he did villingly adiorne the housse till that day at 10 a clocke, so that the committee might meitt this day at 2 in the afternoone, and one Monday at 8 in the morning.

7 Nouembris, Sunday. Hes Ma^tie^ hard sermon in the abbey churche at Holyrudehousse. Mr Villiam Bennet preached befor noone; his text wes

Psal. 16. versse 8. Mr Villiam Erskyne, basse sone to the Earle of Mar, preached afternoone; his text wes Psal: 34. vers 8.

8 Nouembris, Monday. No meitting of the housse this day, bot onlie of the grand committee for accommodatione.

9 Nouembris, Tuesday. Sessio 1. Rege presente.

The President intreatted his Ma^tie^ that he wold be pleassed to adiorne the housse for this day, for the maturing of bussines aganist the nixt, to the end that the seuerall estaits apairt might thinke wpone the report of the committee of accommodatione.

Hes Ma^tie^ earnistly intreatted the housse that they wold wsse al possible speed to make ane end, in respecte his affaires in England wer suche that he could stay no longer heir; and therfor he besought them, since he resolued to begin his jorney one Thursday cum 8 dayes, that they wold resolue to ryde the parliament ather one Monday ore Tuesday nixt.

Acte repelling the forfaultrey of Generall Ruthuen, Lord Etricke, restoring him to his estait, tytle, honor and fame, &c. votted and past.

The housse to meitt to morrow at 10 a clocke, and the estaits seuerally at 8 in the morning.

10 Nouembris, Vedinsday. Sessio 1. Rege presente.

The Lord Chancelour humbley besought his Maiesty, that the housse might be adiorned this day, in

respecte the generall estaitts had not zet endit ther deliberations one the ouerturs represented to them by the grand committee for accommodatione, bot vold this afternoone send to his Maiesty and acquant him with ther humble desyres.

The commissioners from the generall assembley gaue in this day to the housse a declaration, wich they desyred his Maiesty to make, that all the teindes, personage and viccarage, wiche did belonge to the bischopes, should be applayed to the stipends of ministers, not formerlie prowydit, and to the prouisione of scoulles and hospitalls, red and put ad auisandum.

The housse vpone the humble supplicatione of Johne Steuarte of Coldinghame, aganist Sr Robert Douglass of Blackerstone, ordaines 4 of eache estait to heir ther differences, and if they could not accommodat them, to make report to the housse.

The seuerall estaits to meitt this day at 11, and 2 in the afternoone, and to morrow at 8 in the morning, and therafter the housse at 10.

11 Nouembris, Thursday. Sessio 1. Rege presente.

His Matie *said*, that he saw nou bussines still to draw in lenth, and his vrgent necessity one the vther hand, forcid him to intreat them earnistly to accelerat matters to ane end, for he protested to God, he could stay no longer then Thursday; for his staying went weill neire to losse him a kingdome, (he meind

Irland) and he looked hourlie for a petitione from the parliament of England, craving his speedie returne.

To the effecte that bussines might the sooner be put to some visshed closse, the housse ordaines a committee of 6 of eache estait to consider the actes to be presented by the barrons and burrowes in their catalougues, and quhat of them is expedient to be presented in parliament.

Nob:	*Barrons.*	*Burrowes.*
Lord Chancelour,	Vaghtone,	Edinbrughe,
Earle of Argyle,	Camwo,	St. Andrewe,
Earle of Cassiles,	Dundas,	Glasgow,
Earle of Glencairne,	Kilhill,	Aberdeine,
Earle of Lauderdaill,	Innes,	Iruinge,
Lord Lindesay.	Kers.	Dumbartane.

The housse did, lykewayes, ordaine this day a committee of tuo of eache estait for receaving and rewising all ratifications wich are to be past in parliament, viz. for the

Nob:	*Barrons.*	*Burrowes.*
E. Southescke,	La: Morghie,	Couper,
L. Elphingstone.	La: Cragewar.	Banff.

Acte anent the charges of the commissioners for the barrons, votted and past.

Acte anent the charges of the commissioners for the shriffdome of Sutherland, votted and past.

His Maiestie said, he had tuo thinges to acquaint

the housse with, wich he had almost forgottin. One wes concerning his nephew, the Prince Electors bussines, that since they alrédey had made a declaratione in his favors, that nou againe they wold take it more particularly to ther consideratione, if befor the conclusione of the parl: ther wer aney furder to be done for aduancing that bussines. And for the vther, he had to impairt to them, he said, ther wes tuo castells in the north of Irland, Cragemore and Knock Fergus, wich (as he wes informed) wer in some distresse for laicke of pouder and armes, and seinng they had some store of bothe in the castle of Dumbartane, he said he wold bay it from the owners, and pay redey money for it, seinng they could not be so commodiously serued from no quher as from thence; and, therfor, befor he wold doe aney thing, he thought good to acquaint the housse with it.

The housse ordaines a committee of 4 noblemen to consider quhat wes more for the present to be done in the Prince Electors bussines, and to report:

Earle of Leuin, Generall;
Earle of Eglintone;
Earle of Louthean;
Lord Amont.

And as for his Ma^ties^ 2d propositione, the housse giues way to his Maiesties bayinng the said amunitione for the releiffe of thesse tuo castells in the north

of Irland, wich did so much import his Maiesties seruice.

Tuo petitions, one from the Earle, the vther from the old douager Countesse of Home, to the King and parl: annent ther losse of the housse and furniture of Dunglass, belonging to her in lyffrent, and to him in fee.

Thesse 2 petitions, by the housse recommendit to the committe appoynted by the parl: for the comon burdens of the kingdome.

The housse ordaines the seuerall estaits and committees to meitt this day at 2 a clocke in the afternoone, and the morrow at 8 in the morning, and the housse at 10.

12 Nouembris, Fryday. Sessio 1. Rege presente.

The committee for the Prince Electors bussines, makes ther report to the housse, that ther may be ten thousand foote leuied, armed, victualled and transported (for the Prince Electors seruice) to aney convenient port in Germaney, vpone the countries charges; and this to be treatted by the commissioners that goes from this instructed from this parl: to treat with the parl: of England anent the remainder of the trettey, read, votted and enacted by the housse.

Hes Ma^tie^ first did giue all the housse heartly thankes for the expressione of ther loue to his nephew.

And then the Prince Elector himselue arryssing from his seat, with his hate in hand, did harteley thanke them for ther affection to him, and vished he might be able to doe them seruice according to his mynd.

Therafter his Ma^tie sayd, that he wes confident they had not forgottin quhat zesternight he had spokin to them, for his iorney behoued to begin one Thursday, and he solemly protested that he could stay no longer; and albeit he wes not oblidged bot once in 3 zeire to a parliament, zet he wold faithfully promisse them, if neid requyred, they should haue ane souner, zea, quhensoeuer ther affaires requyred it.

The housse ordaines a committee to be chosen this afternoone, at the meitting of the seuerall estaits apairt, to cognosce the causse of thesse persons cited to the parl: and to report the same to the housse on Monday nixt.

The housse ordaines the seuerall estaits to meitt this day at 2 a clocke in the afternoone, and to morrou at 8 in the morning, and the quholl housse at 10, to remaine vntill 4 at night.

13 Nouembris, Satterday. Sessio 1. Rege presente.

Acte annexing the 7 parishes of the shriffdome of Streueling to the shriffdome of Dumbartane, wich wer takin from it of old, and addit to that of Streueling.

The housse remitts this acte to the nixt parliament, and in the meane tyme, recommends the setling of it to the counsaill.

The petitione of Johne, Earle of Rothes, Sr George Hamiltone of Blackburne, George Arnot and Androw Ainsley, merchands of Edinbrughe, crauing letters of reprisall, according to ther former petitions, aganist the Hamburgers, againe the 3d tyme read in the housse.

The King and parl: grants the petitioners letters of reprissall aganist the estait of Hambrughe, by sea and land, with this prouisione, that the letters shall be presently exped wnder his Maiesties hand and grate seall, and to remaine in deposito in the counsaills handes till the stait of Hambrughe be advertissed and requyred to make payment to the complainers; wich if they denay or delay, then vpone the returne of ther anssuer, the counsaill is ordained by his Maiesty and parliament to deliuer the letters of reprissall to the petitioners.

The 3 estaits of parl: hes delett out of the roll of counsellers giuen in by hes Maiesty, thesse following, viz:

George, Marques of Huntley;
Villiam, Earle of Airth and Menteth;
Alexander, Earle of Linlithgow;
James, Earle of Home;
Patrick, Earle of Tullibardyne;

Alexander, Earle of Galloway;
Villiam, Earle of Drumfreis;
Robert, Earle of Carnwathe.

And in ther places the 3 estaits did put in

Johne, Earle of Sutherland;
Villiam, Earle of Louthean;
Alex: Earle of Dalhousie;
Johne, Lord Zester;
Johne, Lord St. Claire;
Johne, Lord Balmerinache;
Robert, Lord Burlie.

Acte anent the nominatione and electione of the counsellours votted and past, according to this subsequent roll:

James, Duck of Lennox and Richmond;
James, Marq: of Hamilton;
Archbald, Earle of Argyle;
Villiam, Earle of Marishall;
Johne, Earle of Sutherland;
Johne, Earle of Mar;
Alex: Earle of Eglintone;
Johne, Earle of Cassiles;
Villiam, Earle of Glencairne;
James, Earle of Murray;
Johne, Earle of Perth;
Charles, Earle of Dumfermling;
Johne, Earle of Vigtone;
Johne, Earle of Kingorne;

George, Earle of Seaforte;
Johne, Earle of Lauderdaill;
George, Earle of Kinnoule;
Villiam, Earle of Louthean;
Dauid, Earle of Southescke;
Johne, Earle of Wymees;
Alex: Earle of Dalhousie;
James, Earle of Finlater;
Alexander, Earle of Leuin;
Archbald, Lo: Angus;
Johne, Lo: Lindesay;
Johne, Lo: Zester;
Johne, Lo: St. Claire;
Alex: Lo: Elphingstone;
Johne, Lo: Balmerinoche;
Robert, Lo: Burlie;
James, Lo: Amont;
Alexandr, Lo: Balcarras;
Sr Robert Gordon, Vice Chamberlaine;
Sr Patrick Hepburne of Vaughtone;
Sr Villiam Douglas of Cauers;
Sr Ja: Dundas of the same;
Thomas Myrtone of Camwo;
Sr Dauid Grhame of Fintrey;
Sr Johne Erskyne of Dune;
Sr Robert Grhame of Morphie;
Sr Robert Innes of the same;
Prouest of Edinbrughe for the tyme.

Acte anent the nominatione and electione of thesse officers of estait retained in ther places, votted and past accordinng to this ensewing roll, they all beinng includit within the roll of counsellers also, viz.

1. Jo: Lord Loudon, Chancelour;
2. Commissioners for the office of Thesaurer, 3 of them to be a coram, votted viz.

   Chancelour,
   Argyle,
   Glencairne,
   Lindesay,
   Thrs depute.

3. Earle of Roxbrughe, Lo: Priuey Seall;
4. Earle Lanricke, Secretarey;
5. Mr Alex: Gibsone of Durie, Clerck Register;
6. Sr Tho: Hope of Craighall, Aduocat;
7. Sr Jo: Hamilton of Orbeston, Justice Clerke;
8. Sr Ja: Carmichell of the same, Thrs depute;
9. Sr Ja: Galloway, Master of Requysts.

Supernumerarey counsellours, so called in his Maiesties rolls, wotted and approuen by the housse, wer:—

Thomas Houard, Earle of Arundaill;
Philipe Herbert, Earle of Pembrock and Montgomerey;
Villiam Cicill, Earle of Sarisburrey;
Henrey Riche, Earle of Holland;
Lord Villoughbie;

Eduard, Lord Houard;

Sr Henrey Vaine, Secretarey for England;

Sr Johne Cooke, knight.

Acte anent the nominatione and electione of the ordinar and extraordinar Lordes of the Session, conforme to this roll, votted and approuen by the housse:—

Sr George Erskyne of Innerteill;

Sr Alex: Gibsone of Durie, elder;

Sr Androw Fletcher of Innerpepher;

Sr James Lermonth of Balcomey;

Sr George Halibrunton of Fodrens;

Sr James Mack-gill of Cranston Ridell;

Sr Johne Hope of Cragehall;

Sr Johne Hamilton of Orbestone;

Sr Johne Scott of Scottstaruett;

Sr James Carmichell of the same;

Sr Alex: Falconer of Halcartone.

Thesse foure followuing, by the estaits wer putt from ther places in Sessione, for crymes lybelled aganist them:

Sr Rob: Spotswood, President;

Sr Jo: Hay, Clerke Register;

Sr Vill: Elphingstone, Justice Generall;

Sr Patrick Nisbett of Eastbancke.

And in the place of thir forsaid foure, the estaitts put in

Johne Lesley of Neutone;

Sr Thomas Hope of Kers;
Mr Adam Hepburne of Humbie;
Mr Archbald Ihonstone, Clerke of the Generall Assembley;

Extraordinarey Lordes of the Sessione, wotted and approuen by the housse this day, wer:—

E. Argyle,
L. Angus,
L. Lindesay,
L. Balmerinoche.

Hes Matie adiorns the housse till Monday at 10 a clocke, and the seuerall estaits to meitt apairt this day at 3 in the afternoone.

14 Nouembris, Sunday. The publicke fast appoynted by the parl: keipt; hes Maiestie bothe befor and afternoone hard sermon at Holyrudhousse. Mr Alex: Hendersone preached befor noone; his text, Deutrenom: cap. 1. vers 12 and 13. Mr George Gillespie preached afternoone; his text wes, Actes of the Apost: cap. 2. vers 37.

15 Nouembris, Monday. Sessio 1., Rege presente.

His Maiestie said that he had one thing to doe first, wich wold suffer no longer delay, that wes the rydinng of the parl: wich he did one necessity vrge to be at fardest one Veddinsday nixt, wiche wes the longest he could stay, for Irland wes in a verey dangerous caisse. Hes Maiesty imediatly signed the warrand with hes auen hand for ryding of the parl:

one Vedinsday the 17 of this instant, with command to the Lyone, in most soleme maner, to publische it himselue with diligence, wich he for obedience of hes Maiesties command forthwith obayed,

The King and parl: by ther acte, ordaines the sessione to sitt doune the 4 day of Januarij, 1642. His Ma^tie did seing the varrant to that effecte, and deliuered the same to the Lyone, quho imediatley caused a herauld to publische the same.

Acte anent the commissione for the comon burdens of the kingdome, votted and past.

Acte of approbatione in fauors of the committee of estaits, votted and past.

Acte for releiffe of thesse quho haue giuen band for the vsse of the publicke, votted and past.

Acte for receauing of the remainder of the brotherly assistance from the parl: of England, votted and past.

Acte discharging the goinng of saltpans, mills, fishinges, kills and other prophanations one the Lords day, votted and past.

Acte anent the nominatione and electione of S^r James Galloway to be master of requysts, v. and p.

Commissione for plantatione of kirkes, votted and past.

Acte anent the prouisione of scooles referred to the nixt parliament.

The committee for vissitinng the sumonds of thesse

citted to the parl: makes ther report to the housse, quho remitted ther report to the consideratione of the seuerall estaits till to morrow.

Acte of approbatione to Archbald, Earle of Argyle, of all his commissiones, seruices and imployments for the publicke, read, votted and past.

Petitione to the King and parl: from the officers and shouldiours of fortune, that stayed in the countrey, crauing to haue such pay as the Reformers in the armey had.

The housse grants this petitione, and remitts ther payment to the committee for the publick burthens, quhom the housse ordaines to pay them.

The housse ordaines the seuerall estaits to meitt apairt at 4 this afternoone, and to morrou morning at 7; and the housse at 10, and sitt till 6 at night.

16 Nouembris, Tuesday. Sessio 1. Rege presente.

The housse, vpone the humble petitione of Mr Johne Guthrie, some tyme Bischope of Murray, prissoner in the comon jayle of Edinbrughe, ordains him to be sett at liberty, with this prouision, that he giue satisfaction to the churche for hes excomunicatione, and returne not to Murray.

Commissione for conscerning the artickells of the trettey, votted and past.

Commissione for the concluding the remainder of the trettey for naturalizations, leauges and confæderations, coursse of bands and obligations mutually

in both kingdomes by law, trade, comerce and coyne, votted and past. The commissioners for this commissione chosen by the parl: are:—

E. Louthean, Sr Tho: Myrtone of Camwo,
L. Lindesay, Sr Tho: Hope of Kers,
L. Balmerinoche, Sr Archb: Jhonston,
Sr Jo: Smyth,
Patrick Bell,
Mr Rob: Barckly,

with the Earle of Argyle and Lord Chancelour to be supernumerarey; 5 of thesse 11 to be a coram, prowyding ther be one of eache estait.

Acte anent the 5 incendiaries and plotters, with the Kinges declaratione theranent, votted and past.

Commissione for traying the incendiaries and plotters, votted and past.

Acte for passing from thesse quho are citted to the parliament as vnfrindes, votted and past.

Acte anent selling yarne by weigh: v. p.

Acte anent linnin cloth, and bredth therof, v. p.

Acte discharging the importatione of stronge vatters, v. p.

Acte anent the excisse of hering, v. p.

Acte anent loyall packing of salmond, v. p.

Acte dispensing with the Kinges rents, vpelifted by warrant of the committee for the publicke wsse.

Acte discharging aduocations for sumons vithin a hundereth lib. v. p.

Acte for directing of caquetts within the regality of St. Andrews in the Kinges name, v. p.

Acte discharging transportatione of egges, v. p.

Acte aganist distroyers of planting, parkes and others.

Acte ordaining the purseuer of the theiffe to be restored to his auen goodes, v. p.

Acte anent coale-hewes, v. p.

Acte discharging the mixture of tinne vith lead, v. p.

Acte anent presenting and doqueting of signators, letters and others, v. p.

Acte anent the election of the president of parliament, v. p.

Acte anent superiority of lands wich held of bischopes and ther chapters, v. p.

Commission for rewissing of the registers, v. p.

Acte anent coquetts and entries of shipes, v. p

Acte, discharging the registratione of comprysings, and appoynting onlie recording and allouing therof, and modifinng 40 sh. for both, v. p.

Acte, discharging the Lordes of Sessione to exact 12d. for the pound, and all wther exactions imposed wpone sentences to be pronounced by them, v. and p.

Acte anent the pardon of penall statuts, v. p.

Acte in fauors of orphans, fatherles children and others, v and p.

Acte in fauors of the vassalls of vard landes, holding of the King and prince, v. p.

Acte anent bredth of pleading, v. p.

Acte in fauors of the laick patrons of prouestries, prebendaries, chaplenraies and altarages, v. p.

Acte discharging the quotts of testaments, v. p.

Commission for regulating the commissariotts, v. p.

Acte discharging monopolies, v. p.

Commissione for the manufactories, v. p.

Commissione for the secrett counsail, quherof 9 of the number to be a coram, v. and p.

The humble petitione of Johne, Earle of Montrois, Archbald, Lord Naper, the Lairds of Keir and Blackhall to the King and parliament for ther liberatione from imprissonment, read.

The housse ordains them to be liberat one cautione, that from hencefourth they carey themselues soberly and discreitly, and that they shall appeir befor the committee appoynted by the King and parliament, 4 of Januarij nixt.

The humble petitione of Sr Robert Spotswood and Sr Johne Hay, knights, tuo of the pryme incendiaries to the King and parl: for ther liberty from prissone, read.

The housse ordanns them one sufficient catione to be liberat, vt supra.

The humble petitione of L. Colonell Johne Mon-

ro, (imprissoned for the Frenche letters) to the King and parl: for his liberty, read.

The housse ordaines him to be sett at liberty, vt supra, one catione.

The humble petitione of Capitane Villiam Steuart to the King and parliament, for letters of recommendatione from the housse to the parliament of England, for wronges suffred by him in Irland, read and granted.

Ludouick Earle of Craufurd, L. Colonell Steuarte, L. Colonell Horrie, Cap: Villiam Steuarte, Col: Cochrane, one the humble supplicatione of the Marques of Hamiltone and Argyle to the King and parl: ordained to be sett at liberty, without aney catione.

L. Colonell Valter Steuarte ordaned also to be sett at liberty, one catione for his compirance befor the committee.

The humble petitione of Alexander Cuninghame, being referrid to a committee, quho this day made ther report, one wich the King and estaits in one voyce ordains him to haue 430 lib. starling, and giues varrant to the commissioners for the publicke to make him payment of the said soume.

17 Nouembris, Vedinsday.

The parl: reid this day werey solemly from his Ma^{ties} palace of Holyrudhousse to the grate hall of the parl: in Edinbrughe, in this order:—

Imprimis. The Earle of Leuin, as Generall, read first befor all.

Nixt him the commissioners of the burrowes, tuo and tuo in order.

Then the commissioners of barrons, tuo and tuo, Fyffe and Louthean last.

Lord Lure,
Lord Frasser,
Lord Balcarras,
Lord Kircubright,
Lord Jhonstone,
Lord Amont,
Lord Kintyre,
Lord Coupar,
Lord Burlie,
Lord Balmerinoche,
Lord Spynie,
Lord Elphinstone,
Lord St. Claire,
Lord Zester,
Lord Forbesse,
Lord Lindesay,
Viscount Keanmure,
Earle of Lanrick,
Earle of Finlater,
Earle of Dalhousie,
Earle of Wymees,
Earle of Southescke,

Earle of Queinsberrey,
Earle of Drumfreis,
Earle of Louthean,
Earle of Lauderdaill,
Earle of Annandaill,
Earle of Seaforte,
Earle of Galloway,
Earle of Haddingtone,
Earle of Buccleuche,
Earle of Kelley,
Earle of Roxburghe,
Earle of Kingorne,
Earle of Vigtone,
Earle of Dumfermling,
Earle of Perth,
Earle of Home,
Earle Glencairne read not this day, nather came he to the housse, bot wes in the toune;
Earle of Cassiles,
Earle of Eglintone,
Earle of Buchane,
Earle of Mortone,
Earle of Marishall.

After them came hes Maiesties 6 trumpetts, in ther liueries, tuo and tuo in order.

Then 6 pursuewants, 2 and 2 in order.

Nixt 6 heraulds, 2 and 2 in order.

And after them the Lyone King of Armes, in the midell, ryding betuix his Maiesties tuo gentlemen vshers.

Then the suord, caried by the Earle of Mar.

Scepter, caried by the Earle of Sutherland.

Croune, caried by the Earle of Argyle.

The Kinges Maiestie himselue, his traine being supported by the young Lordes

Gordone,
Erskyne,
Drumond,
Ker, and the
Vice Chamberlaine, Sr Rob. Gordon.

The Marques Hamiltone, as master of his Maiesties horsses, red iust behind the King, and the Duck of Lennox and Richmond, as Grate Chamberlaine of Scotland, and of his Matics housse heir, one his right hand.

After them, red the Earle of Kinoule, as Capitane of his Maiesties gaurd, and with him the Marques of Huntley.

After hes Matie wes sett in his throne, and the estaits in ther seatts, the prayer being said and the roll called, order wes giuen to the Lyone, that all that pleassed should remain in the housse, so they caried themselues modestly and quietly.

All the ten seuerall bills of complaint, exhibit to the housse aganist Alexander, Earle of Galloway,

ar submitted by his Maiesties mediatione to tuo of eache estait; and the Lord Chancelour or president of the parliament to be ouersman.

Nob:	*Bar*:
Earle Argyle,	Ederney,
Earle Glencairne.	Sr Tho: Hope.

Burrowes.

James Cochrane, Com: of Edinbrughe,

Johne Semple, Com: of Dumbartane.

Acte discharging the custome of 2 and a halffe one the hundereth, and the impost of 4 lb. one the tun, v. and past

Acte in fauors of minors, anent the deuties of the lands compryssed from them, v. p.

Commission for the thesaurey, v. p.

Acte anent the restitutione of the horsse and armes to the owners, outputters therof, v. p.

Acte, Saluo iure cuiuslibet, v. p.

Acte appoynting the next parliament to convene the first Tuesday of June, 1644.

The Generall layes doune his battone, and dimitts his place of Generall to the King and parl: and hes ane acte past to him, approuing his seruices, with this declaratione of the housse, that in the meane tyme, whill the counsaill prowyde money, he shall command all horsse and footte, and then licentiat them; and ordains him to haue a hundereth thousand merkes Scotts, out of the first end of the bro-

therly assistance from England, or hes good seruice to his countrey.

The houssе declaires the Lord Amont, L. Generall, to be worthey of a recompence, and remitts the soume and maner of payment to the committee for the publick burthens.

Ther wer wotted and past, in cumulo, thre hundereth and 60 ratifications, commissions and protestations, in fauors of particular persons.

After all wich, his Maiestie deliuers a patent neuly past, wnder his grate seall, to the Lyone, quho deliuered it to the Clerke Register, quho read it publickly; quherby his Maiesty creat Archbald, Earle of Argyle, Marques of Argyle, Earle of Kintyre and Lord of Lorne, to himselue and to the heires mailles gottin ore to be gottin of his auen bodey, bearing dait at Holyrudhousse, 15 Nouembris, 1641; wich being read, hes Ma^tie^, in presence of the housse, deliuered the same to him out of hes auen royall hand, wich he one hes knees receaued, randring his Maiesty humble and hartly thankes for so grate a grace and fauor, far by hes merite and expectatione, bestoued one him.

So that a sermon, made by Mr Alexander Hendersone, clossed this parl: after the Chancelours speache to the King and estaits.

Ther wes no ryding backe againe to the palace of Holyrudhousse, in respecte it wes halffe past 8 at

night befor the housse bracke vpe, onlie the castell of Edinbrughe discharged manay vollies of grate and small ordinace; and this night hes Maiestie solemly feasted his haill nobility present, in the grate hall of the palace, and after supper, solemly tooke his leiue of them; he takinng his iorney for England one Thursday be 8 in the morning, 18 Nouembris, 1641.

A perfyte Diurnal of the First Sessione of the 3d Parliament Regis Caroli,

Holdin at Edinbrughe, and begune the 4 day of Junij, in Aº 1644.

The noblemen and comissioners of the barrons and borowes of the kingdome mett in the Vpper Exeter Chamber aboute 9 a clocke, and ther the nobility putt one all ther parliament robes, and came doune the staires to the sessione chamber, and beinng called by the Lyone K. of Armes, they arrived in order, with sound of trumpett, to ther setts in the parliament housse, wich was weill fitted with

hangings, and a clothe and chaire of estait. This first day ther was present of the nobility,

Lord Chanceler,	E. Perth,
Marq: Argyle,	E. Lanrick,
E. Sutherland,	E. Linlithgow,
E. Mar,	E. of Wymes,
E. Marischall,	Lord Zester,
E. Glencairne,	Lord Elphinston,
E. Cassiles,	Lord Burlie,
E. Dumfermling,	Lord Balmerinoch,
E. Haddingtone,	Lord Forrester,
E. Lauderdaill,	Lord Barganey,
E. Louthean,	Lord Elibancke.

Commissioners for the shyres present at this parliament:—

Edinbrughe,	Sr Archbald Jhonstone of Wareston;
	Sr Patrick Hamilton of Preston.
Fyffe,	Sr Johne Aytone of the same;
	David Betton of Creighe.
Innernesse,	- - - -
Argyle,	Jhone Campbell of Archatane.
Linlithgow,	Mr George Dundas of Maner;
	Samuell Dundas of Carlaurie.
Lanrick,	Sr William Carmichell;
	Villiam Hamilton of Dalserffe.
Drumfreis,	Sr Robert Greirsone of Lage;
	James Douglasse of Mosall.
Dumbartane,	- -

Streueling,	George Buchanan of the same;
	Sr Tho: Nicolsone of Carnock.
Hadingtone,	Sr Johne St. Clair of Hermistone;
	Patrick Cockburne of Clerckington.
Beruick,	Sr Alex: Suynton of the same;
	Mr Alex: Belchis of Tostis.
Sutherland,	- - - - -
Clackmanan,	Sr Charles Erskyne of Cambuskeneth.
Elgyne,	- - - - -
Nairne,	——— Ogiluey of Bamffe.
Peibles,	Sr Dauid Murray of Stenhope;
	Sr Johne Weitch of Dauick.
Bute,	Sr Ja: Steuart of Kirktone, Shriffe, &c.
Aire,	Sr Jo: Craufurd of Kilburney;
	Sr William Cochrane of Caudome.
Kincardin,	Sr Alex: Falconer of Halcartone;
	Sr Alex: Carnegy of Pittarrow.
Roxbrughe,	Sr Thomas Ker of Cauers;
	Jo: Ker of Lochetouer.
Perth,	Sr Jo: Haldan of Gleneggies;
	Mr Francis Hay of Bousie.
Kirkubright,	William Greirsone of Burgalton.
Vigtone,	James Mackdouell of Garthland;
	Andrew Agnew, fear of Lochnaw.
Aberdeine,	Sr William Forbes of Cragiewar;
	Tho: Erskyne of Balhagartey.

Renfrew,	Jo: Birsbane of Bischopetoune;
	Jo: Shaw of Greinocke.
Forfar,	Fredrick Lyone of Brigtone;
	Patrick Crightone of Ruthen;
Selkirke,	Sr William Scot of Harden;
	Robert Scot of Hartwoodmyres.
Orknay,	- - - - - - - -
Cathnes,	- - - - - - - -

Commissioners for the burrowes present at this parliament:—

Edinbrughe,	Sr Jo: Smythe.
	Rob: Meiklejhone.
Perth,	Robert Arnot.
Dundie,	Tho: Halybrunton.
Striuelinge,	Tho: Bruce.
Linlithgow,	George Bell.
St. Andrewes,	Jo: Lepar.
Glasgow,	James Bell.
Aire,	Jo: Osburne.
Hadington,	Richard Caplaine.
Dysert,	Will: Symsone.
Kircaldey,	James Law.
Montrois,	Rob: Beatie.
Coupar,	George Jamesone.
Anstruther Easter,	Will: Hamiltone.
Drumfreis,	Geo: Jhonston.
Brunt-Iyland,	Geo: Gardyne.
Innerkething,	Marke Kinlessey.

Kingorne,	Mr Rob: Cuninghame.
Brechin,	Dauid Donaldsone.
Iruinge,	Allane Dunlope.
Jedbrughe,	Adam Broune.
Kircubright,	Jo: Crosbie.
Vigtone,	Patrick Hanna.
Petennweyme,	Walter Airth.
Anstruther Wester,	Norund Fairfull.
Selkirk,	Will: Elot.
Dumbar,	James Purwes.
Dumbartane,	Jo: Semple.
Renfrew,	Jo: Somerweill.
Lenrick,	Gedeon Jacke.
Peibles,	Ja: Williamsone.
Caraill,	Ninian Hamilton.
Culrosse,	Archbald Merster.
Bamffe,	Mr Alex: Douglas.
Forfar,	James Peirsone.
Ruglen,	Jo: Scott.
Lauder,	Alex: Wilkesone.
Queinsferrey,	Rob: Hill.
Arbrothe,	Jo: Ochterlauniey.

Burrowes absent the first day of the parliament, and most pairt of it, wer,

Innernesse,	Tayne,
Dumfermlinge,	Rothesay,
Elgyne,	Whithorne,
Nairne,	Lochmaben,

Forres, Sanquhair,
North-Berwick, New Gallouay,
Cullane, Dornocke.
Annan,

Tuesday. Dies primus parliamenti.

After the Lordes wer sett, and the comissioners of barrons and burroues, the sermon begude, preached by Mr Androw Cant, minister of Aberdeine; hes text wes, Ihon, cap. 5. wersse 22, 23. After the sermon was endit, the parliament was solemly fenced.

The Earle of Linlithgow, with the Lordes Barganey and Elibancke, subscriued the othe of parliament, after it was solemly read and suorne by the haill members of the housse.

The Lord Balmerinoche hauin presidet in the last parl: did proposse to the housse the electione of a new president for this, wich the housse taking to ther consideratione, did vith ane vnanimous voce electe and choysse for president the Earle of Lauderdaill.

The Lord Balmerinoche, president of the last parliament, one hes auen petitione, by all the woyces of the housse, hes ane acte of exoneratione and approbatione granted him.

The Lord Chanceler, in ane longe and eloquent speich, declares the trews causses of the present distractions betuix the King and hes subiects, in the carriage of affaires heire and abrod; also quher the

jesuiticall faction wich enuirons him and moderats hes counsells, caussed him in one and the same day declare hes estaits of bothe his kingdomes of Scotland and England traitors and rebells.

The delinquents, incendiaries and malignants that war citted to the first day of the parliament, wer solemly called by 3 maisses in the housse, and at the grate dore.

Vedinsday, 5 Junij. Ther came to the housse this day the Earle of Callendar, the Viscount Keanmure, with the Lords Sinclair and Borthwick.

The orders of the housse read publickly, and ordained to be obseruid.

Contest betuix Sr William Carmichell of that ilk, younger, and Hamilton of Dalserffe, elected to be commissioners for the shrifldome of Lanark 16 of Maij, and Sr James Locart of Lee, and James Hamiltone of ———, elected lykwayes commissioners 22 of Maij. After much disput in the housse, the first commissione granted to Sr Will: Carmichell ordained to stand good, and that granted to Sr James Lockart of Lee anulled.

The housse appoynts the committee, formerly appoynted by the convention of estaits, for borrouing of money, to continue and proceid till Satterday nixt.

Sessio Pomeridiana, D: 5.

The housse this afternone ordaines tuo of each

estait to be one a committee for examining the wittnes aganist the Lord Banffe.

Nob:	*Bar*:	*Burrowes.*
E: Linlithgow,	L. Bussie,	Banffe,
L. Elphingston.	La: Couenton.	Dumbartane.

The housse appoynts a committee of 4 of eache estait, anent the commissione of Leiutenant Generall, to be giuen to the Earle of Callendar, and expeditione of this present armey towardes England wnder hes command.

Nob:	*Bar*:	*Burrowes.*
E. Argyle,	La: of Hardin,	Edinbrughe,
E. Louthean,	La: of Garthland,	Streulinge,
L. St. Clair,	Shriffe of Galloway,	Aire,
L. Kircubright.	La: of Carnock.	Coupare.

Aney 8 of them to make a coram; and they to meitt at 4 a clocke this night, and to morrow at 7.

The housse appoynts a comittee of 2 of eache estait, to sett doune a roll and index of all that passed in the conuentione of estaits, and comittees therof, since Junij last.

The malignants in the south, wich wer citted to the parliament, quherof the most pairt hed found sufficient souerty for ther appirance, wer solemly called this afternoone; most of them compir and was ordained to attend, and ther cautione to stand still.

The housse appoynts a comittee of 3 of eache estait, for regulatting and preparing the processe of

all thesse citted to the parliament, for representing the same to the housse, cum potestate inquisitionis, and citatione of wittnes to the said comittee and examinatione of them.

No:	*Barr:*	*Burrowes.*
E. Cassiles,	La: Caudone,	Edinbrughe,
E. Perth,	La: Bussie,	Bamffe,
E. Lanrick.	La: Lage.	Dumbartan.

Three of this comittee to make a coram.

The artickells and propositions sent doune by both housses of parliament of England to the parl: heir, to be made to the King for a good and saue peace, aud by them to be mutually presented, wer publickly read in the housse, and remitted to the consideratione of the seuerall estaits apairt, and the Clercke Register appoynted to giue euery estait a copey of them; and all the members of the housse prohibit by the Lordes President and Chancelor to diuulge them.

Thursday 6 Junij. This day, the Earle of Queinsberry and the Lord Boyde came to the housse.

The housse this day appoyntes a comittee of tua of eache estaits for the bills and ratifications.

Nob:	*Bar.*	*Burrowes.*
Glencairne,	Halcarton,	Linlithgow,
Cassiles.	Bischiptone.	Brunt-Iyland.

Three of this comittee to be a coram, one of eache estait, with pouer to them to citt wittnes.

The housse appoyntes a comittee for ratificatione of the conventione of estaits, and all that hes followed thervpone, viz. 2 of eache estait.

Nob:	*Bar*:	*Burrowes.*
Lord Balmerinoch,	La: Grinock,	Dundie,
Lord Burlie.	La: Maner.	St. Andrewes.

The housse giues pouer and varrand to the haill committees of warre within eache shyre of the kingdome, to proceid as of befor, till they be discharged by the parliament, with command to the commissioners of eache shyre to aduertisse ther generall shyres of the same; with expresse comand to them to adwertisse that none citted to the parl: as malignants or delinquents be suffred to sett one thesse committies.

The committee for dispatching the Earle of Kalender, Leiuetenant Generall, makes ther report to the housse this day, quho is with ane armey to marche to England, and oppose the Englishe led by the Earle of Montrois. The results of this bussines wes publickly read in the housse, and recommendit to the generall bodeyes of the estaits apairt, this afternoone, for the more quicke dispatche.

A petitione exhibit to the housse by the Lord Fleming, in name of hes brother S^r^ William, for licience to him to come and see his father, being deadly seike; ad avisandum till to morrow.

Fryday, 7 Junij. This day ther came to the

housse and satt in ther auen places, the Earles of Morton, Home, Roxbrughe and Dalhousie.

The commissioners of the generall assembley represents to the consideratione of the housse, that diuers ministers that wer commandit to repaire to the armey, did laick necessarey mantinence; and humbley intreatted them to proyde for them some competent meines to that effecte. This was represented to them by Mr Frederick Carmichell, minister at Markinche, in Fyffe.

The housse remitts this to the comittee for the dispatche of the Lieuetenant Generall, and the present expeditione, to take order for the mantinence of the said ministers.

The Lord Boyde petitions the housse to returne home to hes housse for 6 ore 7 dayes, to dispatche some neidfull affaires of hes auen, and obteined it.

Tuo petitions exhibit to the housse by tuo north countrey ministers, aganist tuo of the Laird of Haddowes followers that had spoyled and pillaged ther housses, remitted.

The housse ordaines thesse that are in prissone to be examined presently by the committee for ordering the processe of the delinquents and malignants.

The Laird of Freiland, Colonell of the Perthshyre regiment, one hes petitione, hes orders from the housse for quartering hes regiment.

The housse appoynted to meitt at 4 in the afternoone.

Sessio 2d, Pomerid: D. 7.

Tua bills exhibitt to the housse by the Earle of Hartefell and Laird of Hempsfeild, prissoners in the castell of Edinbrughe, humbley crauing ather to be putt to a triall ore sett at liberty. Thesse bills takin to be adwyssed by the estaits 24 houres, according to the orders of the housse.

Diuers lordes and gentlemen petitions the housse for licience to visitt my Lord Hartefell, and speake with him.

The housse ifs order to the president of the parl: at such tyme as he pleasses, to grant warrand to such as wold wisitt the Earle of Hartfell and Hempsfeild, and that the constable of the castle, and James Steuart, in Edinbrughe, to be wittnes to all ther conferences and discourses.

The Laird of Lauers petitions the housse that hes troupe of horsse may be mustered and payed; and the housse giues orders to Maior Frasser to muster the said troupe one Brountoune-Linkes to morrow, and the comissarey, William Thomesone, to pay them a mounthes meines.

A letter read in the housse this afternoone, directed to the estaits of parliament, from bothe housses of parliament in England, dait 27 of Maij, giuing them heartly thankes for ther kynd and brotherly

assistence in defence of the trew protestant religione, wich shall neuer be forgottin by them nore ther posterity; showing also, that both housses of parliament had ratified the leauge and mutuall couenant betuix both kingdomes, and besought them to doe the lyke, &c.

Ane wther letter read in the housse, from the Scotts commissioners at London, the Lord Maitland and Mr Rob: Barclay, dait from London, 28 Maij, shewing of 20,000 lib. starling sent by the parl: of England to the Scottes armey at Zorke, and that they had procured from the parl: ther 70,000 lib. starling, for wich they had giuen the Ladey Home souerty for; wich soume wes to be receaued by the parl: heir from Sr Jhone Ruthen, quhosse band and assignatione therto, wnder her hand, they had sent home. This letter containd diuers other particulars, as anent the mutuall mantinence of trade and comerce betuix the tuo kingdomes, and the Englische parliaments establischinng of a new comittee for managing the warre, &c.

The housse orders coppies of thesse tuo letters to be giuen to eache estait.

Sr Archbald Jhonston, speaker for the barrons, and comandit by them, intreatts the housse that justice may be done one suche of the cheiffe delinquents of the north and south, that hes beine most actiue in this lait wnnaturall rebellion, and ar nou in hold;

and that without delay a comittee may be appoynted to be deligat from the parliament, with the Justice Clerke and deputts, to proceid and doe justice till the conclusione of the proces, remitting ther censure and judgement to the determination of the housse.

The housse ordaines that comittee for ordring the proces of delinquents and malignants to proceid in the barrons desyre, and giues order to the Justice Clerke and deputtes to examine all the north and south rebells in prissone now.

The housse ordaines the comittes to meitt at 7, the seuerall bodeyes at 8, and the haill housse at 10 a clock to morrow.

Saterday, 8 Junij. This day 7 noblemen, 5 barrons and 4 burgesses, that wer not present the first day, did solemly sueare the othe of parliament, and subscriue it.

A list of all the cheiffe matters to be done in parliament exhibit to the housse by the Lord Chancelor, and read. The housse ordaines each estait to haue a copey of them.

Ane accompte of the Marques of Argyles comissione to the northe, read in the housse, and the seuerall estaits ordained to haue coppies of it.

The Earle of Lenrick makes hes report from the comittee for the reuising of the proces of the delinquents in the northe and southe.

The housse ordaines the comittees to meitt one Monday at 7 houres, and sitt will 10, and then the seuerall bodies to sitt all the rest of the day; and the housse to meitt on Tuesday at 9 in the morning.

Tuesday, 11 Junij. This day the Marques of Douglasse came to the housse, and solemly sueare and subscriue the couenant, othe and band, in face of parl:

Acte past and wotted this day anent the pouer giuen to comittees of the warre, and horning to proceid one ther ordnaces for out puttinng of horsse and footte, in wich acte, letter of reliffe is granted to superiors aganist ther wassalls and tenants, &c.

The housse ordaines a proclamatione to be made by a herauld at the crosse of Edinbrughe, comanding all comanders of horsse and foote, wnder the paine of deathe, within 24 houres, by thesse be south Forth, that they be at Kelso, to attend the commands of the Lord Lieuetenant Generall.

The Leiuetenant Generalls comissione read in the housse, quherin the 3 estaits of the kingdome to causse follow and assist him, ay and quhill this hes comissione be recallid by the parliament or estaits, or comittes of ather of them respectiue, wotted and past.

Comittee of 4 of eache estait to be Judges delegat

with the Justice Clerke and deputtes for the criminalles, 2 of eache estait to be a coram, with one of the justice deputtes.

Nob:	*Bar*:	*Bur*:
E. Linlithgow,	Shriffe of Bute,	Edinbrughe,
E. Wymes,	Shriffe of Galloway,	Perth,
L. Elphingston,	La: Harden,	Kingorne,
L. Burgeney.	La: Syntone.	Iruinge.

Comittee for considering the propositions for peace of 12 of eache estait, and aney 15 of them to be a coram, being 4 of eache estait.

Nob:	*Bar*:	*Bur*:
M. Argyle,	Halcartone,	Edinbrughe,
E. Mar,	Waristone,	Perth,
E. Marishall,	Garthland,	Dundie,
E. Morton,	Tostis,	Aberdeine,
E. Glencairne,	Carnocke,	Linlithgow,
E. Perth,	Bussie,	St. Andrewes,
E. Dumfermling,	Caudon,	Glasgow,
E. of Roxbrughe,	Cambuskenethe,	Coupare,
E. Lanrick,	Litle-preston,	Montrosse,
E. Calender,	Craigiewar,	Drumfreis,
L. Balmerinoche,	Grinock,	Dumbartan,
L. Burlie.	Pitarrow.	Bamffe.

Comittee for considring the commissions granted by the last parliament, of 4 of eache estait, and the coram to be 2 of eache estait at least.

Nob:	*Bar:*	*Burrowes.*
Sutherland,	L. Pittarrow,	Linlithgow,
Zester,	L. Stanoppes,	Brunt-Iyland,
Balmerinoche,	L. Pittodrie,	Dysert,
Burlie.	L. Cragiewarre.	Dumbartane.

Comittee for considering quhat may concerne the armey in Irland, of 7 of eache estait, the coram to be 9.

Nob:	*Bar:*	*Bur:*
Marq: Argyle,	La: Greinocke,	Edinbrughe,
E. Glencairne,	La: Cragiewar,	Glasgow,
E. Cassiles,	La: of Creighe,	Coupar,
E. Louthean,	La: of Lage,	Montrois,
E. of Lanrick,	La: of Caudone,	Iruing,
Lord St. Clair,	L. of Dauick,	Brunt-Iyland,
Lord Burlie.	L. of Litle-preston.	Aberdeine.

The housse ordaines the Lord Chanceler and the Earle of Lauderdaill, president of the parl: to be supernumerarey in all the forsaid committees.

Comittee of 6 of eache estait, for borrowing of money, quherof 7 to be a coram, and this committee to haue pouer during this sessione of parl:

Nob:	*Bar:*	*Bur:*
Cassiles,	Orbestone,	Dundie,
Lanrick,	Denmill,	Glasgow,
Zester,	Litle-preston,	Aire,
Burlie,	Aytone,	Kingorne,
Bargeney,	Cambuskenethe,	Arch: Sydserffe,
- - -	Garthland.	Rob: Fleminge.

Acte of approbatione, granted by the housse to Sr Will: Scott of Harden, and Sr Thomas Ker of Cauers, of ther good seruice at the lait inrode of the rebell Montrois and hes associattes, wotted and past.

Sessio 2da, Pomerid: D. 11.

The housse giues pouer and order to the committee for the present expeditione, to take order with the Earle of Lotheans regiment, to causse muster and pay them.

The housse giues present order to the comittee for borrouing of money, to causse bring in the malignants rentts to the wsse of the publicke.

The housse ordaines the comittes to meitt at 7, and sitt will 10; the bodeyes seuerally at 10, and sitt will 12; and the haill housse at 3 in the afternoone.

Vednisday, 12 Junij. Sessio Vnica. Pomerid:

This day the Viscount Arbuthnot came to the housse, and sueare and subscriued the othe of parl:

Acte that the sessione shall not sitt till the 1 of Nouember nixt, and ordaines a proclamatione for intimatting the same at the crosse of Edinbrughe, wotted and past.

Nyne overtures propossed by the commissioners of the general assembley to the parl: read in the housse, with some actes concerning the kirke; ad auisandum, according to the orders of the housse.

The housse, by ther acte, approues and exoners the Marques of Argyles commissione and expeditione to the north, and giues him heartly thankes for that he hes acquyt himselue lyke a good and faithfull patriot, wotted and past.

The Lord Balmerinoche, from the comittee for reuising the commissions giuen by the last parliament, makes hes report to the housse, wich is remitted to be considered by the estaits apairt.

Petitione exhibitt to the housse by Robert, Earle of Roxbrughe, humbley beseiching them that they wold wrate to ther commissioners in England, to deall with the housses of parl: ther, that some platte and goodes of hes, belonging to hes ladey, keipt at St. James, might be deliuered to the Lord Maitland, and not to be sequestrat by the parliament, bot to be left to my Lordes auen disposall.

The housse grantes the petitione.

The comissione to the Judges delegat from the parliam: for the criminalls, read in the housse, wotted and past.

The committee from the parl: wich should haue beine at Aberdeine for ordrinng the malignants in the north, the 21 of Junij, by acte of the housse is continued till the 16 of Julij.

The comittes to meitt at 7, the bodies at 10, and the housse at 3 in the afternoone.

Thursday, 13 Junij. Sessio vnica.

Acte of exoneratione and approbatione granted by the housse to Robert, Lord Burlie, as president of that committee sent with the armey to the north, wotted and past.

The housse giues pouer to continew Thomas Nicolsons dayes of compirance, and ordaines the Justice Clerke and deputts to take trayell of all the procedure of that bussines, befor it passe to ane assise, and to report to the housse.

The Earle of Glencairne, from the committee of the bills, makes hes report to the housse of some bills.

Bill exhibit to the housse by the shriffdomes of Mers and Roxbrughe, humbley becheing the housse that the armey may be remoued to the south syde of Tueed, that some of ther bypast quarteringes may be payed, and that the 2000 bols wictuall, wiche the housse had giuen order for to goe withe the armey, should be presently payed. This bill remitted to the comittee for the lewies.

Bill exhibit to the housse by Sr Johne Gordon of Haddow, consisting of 3 poynts:—1. Anent meins to leiue one; 2o. For some moneyes to giue hes laweyrs and aduocats, that his frindes might haue accesse to him in presence of aney magistrat; as also that the housse wald ordaine Sr Leues Steu-

art, Mr Johne Nisbet, Mr Johne Gilmore, and Mr William Forbesse, aduocatts, to plead for him.

The housse ordaines him to haue aduocats, and that the Judges deligat examine him one othe, wither he had anney more mouneyes then thesse 8 dolars, quhen he wes taken in hes housse of Kelee; as also that he name thesse frinds that he wold should speake with him, and it should be granted.

The housse appoynts one of eache estait to consider the bills of prisoners, and to report.

Nob:	*Bar*:	*Bur*:
Lord Elibancke.	Sr William Carmichell.	Aberdeine.

A bill exhibit to the housse by the prissoners of the southe, for procurators to plead for them for mantinence, and that some frindes might haue licience to visit them.

This bill remitted to the consideratione of the Judges delegat.

Acte ratifiing the acte of the generall assembley anent Sr Jhone Scotts donatione, and fundatione of a Regent and Professor of Humanity to St. Leonards Colledge, in St. Andrewes, wotted and past.

The housse ordaines the Lord Elcho to force thesse that will not willingly pay ther taxt and lone, be north the riuer of Dee.

Fryday, 14 Junij. Sessio vnica. Pomerid:.

This day the Earle of Southescke came to the housse.

The housse sends Mr Alex: Belchis of Tostis to the Lord Leiuetenant Generall, with certaine instructions, esspecially to adwysse with him anent some results of the committee for the leuey.

The housse, one the humble petitione of William, Earle of Lothean, wreatts to the Lord Generall, and to the Gouernour of Sunderland, requyring them for a tyme to superseid the executione of that sentence giuen by the counsell of warre at Sunderland, aganist Capitane Rutherford of Ranfertlie, for hes couardly randring the fort of South Sheilles.

A bill exhibit to the housse by the commissioners of Fyffe, for horning aganist thesse that will not receaue that amunition sent for by the shyre, and pay for it, brought in by Robert Whyte, skipper in Kircaldey, viz. suords, pouder and matche. The housse grants the desyre of this bill, by acte.

A letter from General Quarter Master Lesley, Gouernour of Sunderland, of the dait the 7 of Junij, for the spedey haistning forward of the armey commandit by the Lord Leiuetenant Generall, to Neucastell, read in the housse.

Acte anent fugitiues and runnawyes from ther colors, reid, wotted and past this day.

The housse ordaines a warrant to all inferior judges to proceid and admister justice till the last day of Aguste; and intimation heirof to be made at the crosse of Edinbrughe.

The Earle of Lanricke, from the comittee for regulatinng the malignants proces, makes hes report to the housse of the progresse of that committee.

The housse grants Hadow 600 lib. for hes aduocats and necessarey expenses.

The housse ordaines the committees to meitt to morrow and one Monday at 7, and the seuerall bodeyes at 10 one Saterday, and afternoone also one Monday, and so one Tuesday; and the housse one Tuesday, at 3 in the afternoone.

Tuesday, 18 Junij. Sessio vnica.

Instructions to the Leiuetenant Generall, read and remitted to the three estaits.

The housse ordaines the comittee for the loane to meitt to morrow at 9.

The Laird of Aytone, quho was sent to Fyffe for putting out the horsses ther, with instructions to the comittee of warre in that shyre, returns, and makes report to the housse of hes diligence.

The Lord Leiuetenant Generalls anssuers to the Laird of Tostis instructions, sent him from the housse, reade.

The housse ordaines a proclamatione at the crosse of Edinbrughe, commanding all officers to repaire to ther colors, with certificatione if they failled, ther places should be desposed one by others.

The housse giues pouer to the committees of le-

wies to appoynt the tyme of the E. of Calenders marche.

Acte in fauors of the toune of Edinbrughe, discharging aney mercat to be keipt at Brighousse, wotted and past.

Prorogatione of the Judges deligats comissione for delinquents, till the 26 day of this mounthe inclusiue.

Acte ordaning the rolls to be called, and the absents mulcked by the clercke at each meitting of the housse.

Wedinsday, 19 Junij. Sessio vnica. Pomerid:

This day the Earle of Kingorne came to the housse, and solemly did sueare the othe of parliament.

The housse ordaines a committee of three of eache estait to waitt one the E. of Calender, Lord Leiuetenant Generall, in this present expeditione, viz. Glencairne, Cassiles, Dumfermlinge, or aneyone of them that shall hapin to be with the armey for the tyme.

Zester,	Nidrie,	Archbald Sydserffe,
Forrester,	Lochtoure,	Jo: Broune in Jedbrughe,
St. Claire.	Freiland.	Jo: Dining in Glasgow.

The coram of this comittee to be 6, wotted and past in acte.

This day Earle af Southescke solemly sueares the oathe of parliament.

The results of the comittee for the propositions of peace, read in the housse, and coppies of them giuen to the seuerall estaits apairt, to be considered.

A petitione exhibit to the housse by the Earle of Hartefell and Laird of Hempsfeilde, prissoners in the castell of Edinbrughe, humbley desyring they may ather be putt to a triall, or liberat, now after 5 weekes imprissonement.

This petitione, according to the orders of the housse, at auisandum till to morrow.

Bill exhibit to the housse by Sr William Dick, merchand of Edinbrughe, desyring payment of a pairt of the soume of 8 hundereth and 40,000 merkes, addebit to him by the publicke, and some of eache estait souerty for the rest of it, (such as he shall choysse) and he is willing the remanent of the soume be payed in parcells.

This bill was takin to the consideratione of the seuerall estaits appairt.

Acte of exoneratione and approbatione to Captaine Vallace, of hes keiping the castell of Streueling, wotted and past.

The housse appoynts a comittee of 4 of eache estait for ouertours, wich shall be represented to the parliament; the coram of this comittee to be 5, ane of eache estait.

The housse giues pouer to the committee for the

lewies to dispatche the Earle of Sutherland north, and to giue him his instructions.

The housse ordaines the haill committees to meitt to morrow befor noone, the generall bodies afternoone at 2, and the housse one Fryday at 3 in the afternoone.

Fryday 21 Junij. Sessio Vnica. Pomerid.

A letter from the Earle of Calendar, Lord Leiuetenant Generall, read in the housse, showing of hes being in Beruicke laitly, according the orders giuen him by the housse to that effecte, and finds the same in werey good order; and humbley desyres that the Gouernour may receaue thankes from the housse, and the garissone shouldiours ther some pay. He shew the housse lykwayes in the same letter, that 3 commanders had come from the enemey, and offred ther seruice to ther countrey, and desyres to know of the housse, quhither ore not he should intertaine them, and one quhat tearmes; as also that they wold be pleassid to send him some printed couenants, daitit Kelso, 20 Junij.

The housse, one a motione made by the committee for the loane, anent suche as wer decerned, and went to the horne, and wold not pay, it was ordered, that intimatione should be made to them by a messinger of armes, first, that ther names should be publickly read in the housse, and theraſter ther es-

cheitts and estaits to be dispossed one by the publicke.

The housse appoynts a committee of 5 of eache estait, for filling vpe the blanckes in the propositions of peace, and for anssuering the parliament of Englands letters, and the letters of the commissioners ther.

Acte ordaining the comissarey, William Thomsone, to pay to the Lord St Claire 20,000 merkes, and to take his discharge one the same, wotted and past.

A bill exhibit to the housse by the Lord Forbesse, for taking tuo of the rebells of hes hand that he had taken, as also that he might haue payment of that fyne imposed one ther heades by the comittee of estaits for the northe, wich was 3000 merkes.

This housse ordaines the suplicant to deliuer ther tuo prissoners to the balzies of Abberdeine, and they to the shriffe of Kincardin, and so from shriffe to shriffe, till they come to Edinbrughe; as for the last pairt of the bill, the housse grants the petitioners desyre.

The housse thought that bill exhibit to them the last Widdinsday, by the Earle of Hartfell and Laird of Hempsefeild, resonable, and ordaines them both to be putt to a trayell, so soune as the affaires of the parliament can permitt the same.

To morrow the comittees ordained to meitt at 7, the seuerall bodies at 9, and the housse at 10.

Satterday, 22 Junij. Sessio 1. Antemerid:

Letters from the Lord Generall and comittee with the armey befor Zorke, to the parliament, of the dait the 1 Junij, read, consisting of 5 heades; 1, for a recrew to ther armey; 2, that Leiuetenant General Balzie may haue a regiment; 3, that the wardes and mariages of all such as deyes in that seruice may be desponed by acte of the housse to ther heires, gratis; 4, that they wold be pleassid to ratifie in parl: the pensione of Sr Alex: Hamiltone, Generall of the Artylierey, of 800 lib. starling; 5, that they wold with all convenient speed send ther armey into England.

Ane letter read this day in the housse from both housses of parl: in England, of the dait the 25 of Maij, being only a copey of that lettere wich came to the housse some 10 dayes past from thence, the one being directed by sea and this by land.

The housse remitts the anssuering of thir letters to that committee for fillinng vpe the blanckes for the propositions of the peace.

The housse giue order, by ther precept, to Commissarey Thomsone to deliuer to the 3 ministers, wich are sent by the comissioners of the general assembley for Irland, 50 lib. starling.

A bill exhibit to the housse this day by Leiuetenant Colonell Hendersone, Maior Gibsone and Capitane ————, humbley intreatting that ther names may be delett out of the sumonds of forfaultrey, and that they wold from hence employ ther liues and fortounes for the seruice of the countrey.

The housse ordaines ther 3 names to be delett, and they to find sufficient souerty for ther good behauiour in tyme coming; and if they cannot gett cautione, that ther soleme othe be takin, and themselues acted in the bookes of parliament, wnder the heighest paine can follow.

This day the housse giues instructions, wich wer read and votted, to the Earles of Glencairne and Louthean, comandit to muster the armey, to see them payed, and to conuoy the Lord Leiuetenant Generall a day one hes marche, &c.

The housse ordaines the comittee for the leuey to meitt this afternoone at 3; and one Monday nixt, the haill comittees to meit at 7, and sitt will 12, and the seuerall bodies to meitt at 2 in the afternoone, and one Tuesday in the fornoone; and the housse in the afternoone.

Tuesday, 25 Junij. Sessio 1. Pomerid:

Acte anent the out putting of horsse and foote, viz. the fourt and eight man, quherin each horsse-

man wnput out, the failler must pay 400 merckes, and the not outputter of the footteman, 40 lib. &c. read, wotted and past.

The artickells of the propositions of peace, with the seuerall results of the same, read in the housse, and accorded one.

The instructiones to be giuen to the commissiras to be sent to England by the parl: read in the housse.

The instructions giuen by the comittee of estaits to the Lord Chanceler and Mr Alexander Hendersone, read in the housse, 1643.

The housse appoynts a committee of 2 of each estait to receaue the Queine of Suedens agent, to receaue hes letters, and to report to the housse, viz.

Nob:	*Bar:*	*B.*
L. Chanceler,	Warrestone,	Edinbrughe,
E. Lauderdaill.	Cambuskeneth.	Aberdeine.

The housse grants a comissione to Johne Grhame of Calincat, for repressing some brokin robers of the Heighlands, wich daylie infests the counties of Lennox and Dumbartane, and for hes payment he takes hes hazard of thesse shyres.

Lord Ochiltree, a prissoner in the castell of Blacknes, hes bill and humbell petitione to the parl: read, and the receauers ordaind to be sent for, and pay-

ment by them to be made to him, conforme to hes last warrant granted by the Lords Commissioners of Exchequer.

Wedinsday, 26 Junij. Sessio 1. Pomerid:

A letter from the Queine of Sueden, directed to the 3 estaits of the kingdome of Scotland in parliament, read in the housse. It consisted of 4 heades; 1, contained ane anssuer of that letter sent to her by the King and last parliament, in Aº 1641, anent the delaying of endinng aney leauge with the Emperour of Germaney, in preiudice of religione and the Palatins housse; 2o, sho showes the estaits the trew causse of the present warrs betuix her and Denmarke, for hes oppressing her subiectes and alliyes with tolles, more by quadruple then euer by him heirtofor exacted; 3o, shoe craues a leauge of perpetuall amitey with this kingdome, and the leuies of some men if they can be spared; 4o, that the estaits of the kingdome of Scotland wold be pleassed to heir and giue faith and crydit to Mr Hew Mowat, her seruant, to thesse thinges he should proposse in her name. The lettere consisted of 4 sheitts of paper, and wer subscriued by the Queine herselue, Oxcensterne the Chanceler, the Marishall, Steuart and Admirall of Suden.

The housse appoyntes 5 of eache estait to heir the Suedens agents instructions, and to report to the housse.

Nob:

Chanceler,	-	-	-	-	-
M. Argyle,		-	-	-	-
Mar,	-	-	-	-	-
Roxbrughe,	-	-	-	-	-
Lanrick.	-	-	-	-	-

The housse delayes the anssuering of the bills exhibit to them by Sr William Dicke, James Steuart and William Maxswoll, till to morrow, in respecte the burrowes not thought of thesse bussines.

Bill exhibit to the housse by Generall Maior Dauid Lesley, anent the payment to be made to him of 9000 merkes zeirly, for 3 zeires to come and longer, till he be discharged; and that the housse wald take order for hes arreirs since Candelmisse, and ratifie hes gift, as said is, and secure the same to him in tyme to come.

Ad auisandum to the seuerall bodies, conforme to the order of the housse.

La: of Maner, from the comittes of the Judges deligat for delinquents, makes hes report to the housse, that the said comittee did find Sr Johne Gordon of Haddow guilty of heigh tressone, and worthey to be punished with the forfauture of hes lyffe, lands and goodes. They find Capitane Johne Logie guilty of losse of lyffe and guides.

Some queres proposed by the Judges delegat for

delinquents, takin to the consideratione of the seuerall estaits apairt.

The housse ordanes the comittes to meitt to morrow befor noone, and the seuerall bodies afternoone; and the housse one Fryday at 3 in the afternoone.

Fryday, 28 day of Junij. Sessio 1. Pomerid:

The housse pardons Capitane Pringell, and ordaines him to find cautione for hes good behauior in tyme coming, and to sueare the couenant.

The housse appoynts a committee of three of eache estait to remoue some obstructions in the matter of exeysse.

The comittee for filling vpe the blankes in the propositions of peace, propósses to the housse the roll and list of thesse quho was to expecte no pardon, without consent of the parliaments of both kingdomes.

The housse remitts to the seuerall bodies of the estaits how to send ther commissioners to England, and anent the tyme, and ther dispatche.

The housse ordaines tuo troupes of horses to be leuied for the seruice in the north, wnder the command of the Earle Marishall; the rutemasters to be the Earles brother and the Laird of Crageywarre; and the housse remitts the way of the leuey of thesse troupes to the comitte for leuies.

The housse ordaines the Marquisse of Argyles troupe and the Lord Elchos regiment to be called

southe, and remitts the tyme of ther marche to the comitte for the leuies.

A list of the housses wich are to be slighted and demolished in the northe, read in the housse, and remitted to the consideratione of the seuerall estaits apairt;

Achidoune,	Whyte Housse in Cromar,
Blarefindey,	Tipperley,
Glenbuquet,	Kelley,
Banacholie,	Buckie,
Knocke,	Arlogie,
Whyte Housse of Birsse,	Drum,
Ghight,	Hartehill,

wither thir housses shall be demolished or not.

A draught of the commissione wich is to be giuen to that comittee that is to goe to the north, read in the housse, and remitted to the consideratione of the seuerall estaits apairte.

Bill exhibit to the housse by the Ladey Ecckit for mantinance, in respecte of her husbands desertinge of her.

Remitted till the Earle of Glencairnes returne to the housse.

Bill exhibit to the housse by the Marques of Argyle, anent hes imployment aganist the Irisch rebells that invadet the Heighlands and West Iyles out of Irland; that he leuied 600 men wnder the command of the Laird of Arkindlasse, and that he had taken

suche order with thesse rebells, that al of them are ather killed, hanged or takin, and in hold, except 13 persons only, wich are fled to the North West Iles; and therfore humbley desyres the estaits that he may haue payment for 500 men, only for 2 mounthe and a halffe, and a shipe that attendit that seruice in the iyles, 4 mounthes pay.

The housse ordaines Arkindlasse to giue in the list of hes comanders and shouldiours wnder hes hand, and he to be compted with and payed. Hes comptes remitted to one of eache estait.

Nob: *Bar*: *Burr*:
E: of Wymes. La. Cragiewarr. Brunt-Iyland.

Ane other bill exhibit to the housse by the Marques of Argyle, desyring payment of such soumes of money and debtes as are restand him vnpayed, by precept and warrand of the conuention of estaits, for furnishing money and wictuall to the armey in Irland, 10,000 lib. starling; and that he burdin not the publicke, that he may haue payment therof out of the delinquent and malignants fynes in the north.

The housse grants the suplicants bill.

Saterday 29 Junij. Sessio vnica. Pomerid:

The tuo queres giuen in by the Judges deligat for delinquents, after muche disputte in the housse this day, wer found to be so stated in questione, and so to be anssuered.

Queritur 1. That a lybell foundit wpone the

crymes of raissinng of armies, and inwading the countrey and kingdome, quhat punishment the comitters does deserue?

The housse finds such persons punishable by forfaultrey, and losse of landes, lyffe and goodes.

In this quere, ther wer only 5 of the nobility and one of the gentrey that wer not cleire in ther judgements to wotte in this forsaid quere, viz.

E. Mar,
E. Morton,
E. Marshall,
E. Home,
E. Roxbrughe,
Sr Jo: Sinclaire, of Hermistone.

The second quere wes thus statted, quither a dittay founded one the crymes of halding of housses aganist the estaits of the countrey, being requyred to rander them, be reliuant to inferre punishment, aud quhat the punishment shall be?

The housse finds it punishable, by forfaultrey of lyffe, goods and landes. Only thesse in all the housse wer of a contrarey judgement;

E. Marishall, wotted not;
E. Morton, non liquet;
E. Home;
E. Perthe;
E. of Roxbrughe;
L. Elphingstone, punishable by death only.

The housse appoyntes the comittees to meitt one Monday at 7, and the seuerall bodies in the afternoone; and the housse at Tuesday in the afternoone.

Tuesday, 2 Julij. Sessio 1. Pomerid:

A letter from our commissioners from London, daitit from Worchester housse, 5 Junij, quherin they show the estaits of parliament, that the parl: of England had sent doune 23,000 lib. starling with Capitane Kers, wich, togider with the 7000 lib. from my Ladey Home, did compleitly pay 30,000 lib. promised to the armey in Irland, as a pairt of 60,000 lib.; morouer they wreatt 3 shipes sent to keepe the north and west seas.

The housse orders Comissarey Thomson and Campbell to receaue the money.

The housse ordaines Colonell Robert Lumsden to goe and attend the Lord Leiuetenant Generall, the Earle of Calender, and to serue in this expeditione as a Generall Maior, and according to that place, to haue pay so longe as he serues; as also for hes outrige, a mounthes pay in hand.

The housse grants Generall Maior Dauid Leslies petition, as it is conceaued.

The housse ordaines a comittee of 15 of eache estait, and the Lord Burlie to be president of the same, to goe to Aberdeine; the coram of this comittee to be 9 promiscuosly.

The housse ordaines for the better and speidier dispatche, after the morrow the haill housse to meitt tuysse a day.

The Earle of Cassiles from the comittee for ouertures, proposis 3 actes to the housse, wich wer read and giuen to be considered by the seuerall estaits.

Bill exhibit to the housse, by the toune of Dundie, shouing that the had lent to the furthering of the northern expeditione 9000 merkes, and humbley desyres that they may haue payment of that soume out of ther loane money, read, and takin ad auisandum.

The E. of Lanricke from the committee for regulatting the processes of malignants and incendiaries, that ther was ground of dittay in the depositions aganist the Lord Bamffe, and desyres to know of the housse before quhat judge he shall be citted, and the tyme.

The housse finds that ther neids no furder citatione aganist the Lord Bamffe, and remitts him to the Judges deligat to be appoynted by the parliament for criminalls.

The said comittee finds ground of dittay in Maxswoll of Killeleunges depositions, as also aganist Maxswoll of Miltone, younger.

The said comittee finds 3 that ther is nothing aganist, and the housse ordaines them to be sett at

libertey, they finding cationе for ther good behauior in tyme coming.

The housse giues pouer to the committee of regulatione, to modifie expensis to prissoners, and to giue accesse to ther frindes, as they shall thinke fitt.

The housse ordaines commissions and letters of intercomoning to be directed aganist them that are fugitiues, and wer citted to the committee of Drumfreis, in the rebellione of the southe.

The housse ordaines Jardin, the Lord Harries seruant, to be proceidit aganist by way of dittay.

The housse ordaines Dauid Wallace to be sett at liberty, and Thomas Brune lykwayes.

Roger Lindesayes man to be proceidit aganist, by way of dittay.

The housse ordaines a committee of 3 of eache estait, to tray the Earle of Hartfell, the Laird of Hempsefeild, and prouest of Drumfreis:—

Nob:	*Bar*:	*Bur*:
Argyle.	Harden,	Bamffe,
Cassiles,	Pittadrie,	Brunt-Iyland,
Lenrick.	Garthland.	Drumfreis,

Bill exhibit to the housse by the haill commissioners of the burrowes, desyring one to be authorized in the place of Conseruatore, till that one be setled therin.

Bill exhibit to the housse by Thomas Cuninghame, that he was authorissed by the burrowes in

the Conseruators place, and humbley besought the housse to ratifie the same to him.

The housse grants the desyre of the bill, and remittes the way to one of eache estait, how to secure Thomas Cuninghame in the said office, till one be lawfully appoynted.

Nob: *Bar*: *Bur*:
Glencairne. Cambuskeneth. Sr Jo: Smythe.

Bill exhibit to the housse by Mr Dauid Rodger, minister, aganist Johne Maxswoll of Castlemilk, for hes misdemanor in wronging the said minister, and troubling the churche, and interrupting diuyne seruice one a fasting day.

The housse ordaines Castellmilk to be hard by the comittee of bills, and they to report to the housse.

Wedinsday, 3 Julay. Sessio 1. Pomerid:

The housse giues licience to the Countesse of Hartefell to visitt her husband.

The housse appoynts Lewes Dick to appoynt a conwoy to the Dounis road to William Hagen, Jo: Wilsone, and all wther shipes goinng that way.

The seuerall bodies to meitt at 8 and sitt will 12, and the housse at 3 in the afternoone.

Thursday, 4 Julij. Sessio 1. Pomerid:

The Earle of Annandaill came to the housse this day, and solemly suore the othe of parliament; and therafter declares publickly to the housse, one hes

faith, treuth and honor, that he had neuer aney message, dealling or intelligence with the rebellious Lordes that inwadit the kingdome.

The housse ordaines, by woyces, tuo of eache estait to goe to England with diligence, to be commissioners ther.

The housse, by woyces, ordaines the list of the commissioners for England to be double.

The housse, by plurality of woyces, electes to be commissioners for England, of the barrons,

Sr Archbald Jhonston of Wareston;

Sr Charles Erskyne of Cambuskeneth;

Dundas of Maner.

Fryday, 5 Julij. Sessio 1. Pomerid:

The list this day giuen in of the commissioners by the seuerall estaits, wer 6 of eache estait.

Sr William Scot of Harden addit to the list of the nobility the Earle of Lanrick.

Sr Jhone St. Clare of Hermestone addit the Earle of Lindesay.

Sr Jhone Craufurd of Kilburney addit the Earle of Glencairne.

Sr Johne Smythe addit the Laird of Maner to the list of the barrons.

Prouest of Aberdeine addit Sr William Forbesse of Cragewarre, barronett, to the list of the barrons.

The Lord Bargeney addit Johne Semple to the list of the burrowes.

The Lord Burlie addett Mr Alex: Douglasse, prouest of Bamffe, to the list of the burrowes.

The Laird of Garthland addit to the list of the barrons Sr Will: Cochrane of Coudoune.

The housse, by woyces, electit commissioners of the nobility to goe to England,

Lord Chanceler,
Marques Argyle,
Lord Balmerinoche.

The housse, by plurality of woyces, electes of the burrowes to be commissioners for England,

Sr Johne Smithe, prouest of Edinbrughe,
Heu Kennedey, burges of Aire,
Mr Robert Barclay, prouest of Irwine.

The housse alloues to the toune of Dundie repayment of 500 lib. starling, borroued from them by the publicke, (at the expeditione to the northe) and that in the first end aney moneyes shall be lent by the said brughe.

The housse modifies to the Ladey of Eckit, till her husband be hard, 500 merkes Scottes money, for her intertainiment.

After muche debait in the housse, the subiecte that the seuerall bodies had to thinke one till this day was—Wither or not the present members of parl: shall only be capeable of aney preuilidge, and not the rest of Scotland lykwayes, according to ther seuerall staits?

This rocke, after deu consideratione, euitit, and the questione as destructiue not medled with.

The housse that commissione giuen to the Judges deligat, [be delayed] till Saterday cum aught dayes.

Satterday, 6 Julij, Sessio 1. Antemerid:

Of the 9 that wer wotted zesternight to goe commissioners to London, this day the housse finds that the Marques of Argyle, the La: of Maner, and Sr Johne Smythe, shall be last in vpe-going to London.

The housse appoynts a comittee of 5 of eache estait to heire the Suedens commissioner, to wait one the Lord Chanceler one Monday in the afternoone.

Bill exhibit to the housse by Mr Thomas Nicolsone, petioninng that the skaith done to him and hes tenantes by Glenvrquhayes regiment may be recommitted to the comittee of Aberdeine; and quhat the said comittee shall thinke fitt to be restored, that the housse wold declare it to be publicke debte.

The housse finds this bill resonable, and grantes the demand.

The comittee for Hamiltone of Bogges, makes ther report to the housse, that they find restand to him by the publicke 30,000 lib. starling, and that they think fitt that he gett out of the newcome Irische moneyes 5000 lib. starling, and a 1000 lib. starling in redey money, and that in pairt payment of 10,000 bols eatt meall to be furnisht by him, and

presently sent to Irland. Also the said comittee hes ordained him the pryces of 13 merkes for ilke boll of the said maill that goes by sea, and 18 by land.

The housse ordaines the comittee for borrouing of moneyes to inquyre for debtes auen to the Earle of Forthe, and to other delinquents, and in caisse they want pruiffes, to take the othes of debetters.

The housse ordaines the seuerall comitties to meitt one Monday fornoone, and the bodies in the afternoone; and the haill housse on Tuesday at 3 in the afternoone.

Tuesday, 9 Julay. Sessio 1. Pomerid:

Letter from the Earle of Calender to the president of the parliament, from Birlingtone Leger, 8 Julij, read in the housse. In this letter the Leuietenant Generall desyres the parliaments mynd wither or not he should moue touardes Sunderland or not.

Letter from the Gouernour of Sunderland to the Lord Leiuetenant Generall, of the 7 of Julay, read in the housse.

Colonell Waldens letter to the Earle of Calender read in the housse, from Chester, 7 Julij, showinng Prince Roberts motions after his defait.

James Suords letter to the Leiuetenant Generall from Sunderland, the 7 of Julij, read in the housse, shouing the depositions of some prissoners anent Prince Roberts defait.

A letter from Hector Mac-neill of Tamuesse, to

the Laird of Arkindlasse, shouing of the arriuell of some Dunkirkers from Irland in the Westerne Iyles, of the dait the 4 of Julij.

A letter to the Marques of Argyle from the Capitane of Dunstaphnage, read in the housse, showing that 4 shipes and a pinnasse are come to the Iyles, and hes landit 200 of the Clandonald, with the Earle of Antrims brother, in the Westerne Iyles, 5 Julij.

The housse ordaines the Marques of Argyles commissione to be renewed for the Iles, and ordanes him to haue a regiment of 500 men, and to raisse the countrey, if neid beis, and the Marques to stay himselue, bot the housse does dispence with the Laird of Arkindlasse deperture to that seruice.

The Lord Chanceler, from the committee for heiring the Suedens commissioner, sew the housse the Queine and croune of Suedens demands to be:—

1. The willingnesse of that crouns amitey with ws, and that shoe wold hartily enter in leauge and associatione with ws of Scotland and England, offensiue and defensiue, if so wee wer pleassed therwith.

2o. That wee wold endeuor to free ourselues from the tyranney of the King of Denmarkes insupportable tolles, and that sho wold neuer aggrie with him wnles wee wer lykwayes comprehendit within that accord; and shoe earnistly intreatts this stait to send

some persone weill instructed for the bussines forsaid.

3o. That after he had hes dispatche heire, he wold goe for England, and that the Queine of Sueden and her counsell wer earnist sutters that the staittes of Scotland wold be mediators betuix her and England, and moue them to accept of her and her realmes to enter in that mutuall leauge with Brittane for defence of religione.

This report remitted to the consideratione of the seuerall estaits.

Lord Chancelers report from the comittee for Irland read in the housse.

Contracte betuix the estaits and James Hamilton of Bogges, and James Steuart, merchand of Edinbrughe, anent the furnishing and transportinng of 10,000 bols eatte meall to Irland, befor the last day of Agust, read in the housse.

The housse approues this contracte, ordaines the same to be wrettin ouer, and the president of the parliament to subscriue the same in name of the quholl housse.

A letter from the parl: to Generall Maior Monro, in fauors of the Wiscount Clandebowes, commanding the said Maior to put no more quarteringes and exactions one him, nor one hes neighbours, conforme to ther estaits.

A committee of 6 of eache estait to debait and settle the matter of excisse, and to prepaire the same for the heiring of the housse.

Nob:	*Bar:*
Marq: Argyle,	Sr Arch: Jhonstone of Warrestone,
E. Lauderdaill,	Tho: Erskyne of Balhagartie,
E. Louthean,	Jo: Dundasse of Maner,
L. Balmerinoche,	Sr Alex: Falconer of Halcartone,
L. Burlie,	Birsbane of Bischoptoune,
E. of Cassiles,	Shaw of Greinocke.

L. Chancelor, super.

Burr:
Aberdeine,
Linlithgow,
Brunt-Iyland,
Glasgow,
St. Andrewes.

This comittee to meitt at 7 in the morning to morrow, and to sitt till 12, the coram to be 2 of eache estait, 6 in all; the housse ordaines the same comittee to regulat the loane.

The housse ordaines Comissarey Thomsone to pay to Capitane Kers for hes auen particular losse, and for hes good seruice in bringing home the money for Iyrland, 2000 merkes.

The housse appoynts a comittee of 2 of eache estait for hering of William Thomsons former comptes.

Nob:	*Bar:*	*Burr:*
E. Southesck,	Kilburney,	Dumbartane,
L. Bargeney.	Daicke.	Brunt-Iyland.

Lord Balmerinoche makes a report to the housse of the proceidinges of that comittee for traying the debtes auen to delinquents, and examing ther creditors one othe.

The housse ordaines the procurators of the stait to giue in ther judgements, how the estaits and moneys auen to delinquents may best be medled with by the stait, and to acquant the seuerall bodies therwith.

The housse to meitt one Wedinsday at 3 in the afternoone, and the comittees to sitt befor noone.

Wedinsday, 10 Julij. Sessio 1. Pomerid:

The housse ordaines 5000 lib. starling out of thesse moneyes that came presently out of England, to James Hamilton of Boggis, and James Steuart, merchand of Edinbrughe.

Item. That a precept be giuen them in the fauors of Goldsmiths Hall, to anssuer them 1000 lib. starling, out of the first moneyes dew for Irland.

Item. That quhat moneyes is to be borroued for the publicke from ther creditors, shall be alloued to them, and the same creditors ordained to take the publick souertty, till it come to 1000 lib. starling.

Item. That all former actes made in ther fauors be

ratified, and that they haue annuall rent after ther day of payment.

The housse ordaines Laurence Hendersone, Alexander Maxswoll, and Samuell Locart, merchants, to be payed out of the reddiest moneyes that are to be borroued by the publicke, after Dicke and Steuart are payed of 11,000 lib. starling.

The housse giues souerty to Robert Gordon, in Aire, for 12,400 lib. Scotts, for maill furnished to the Irische armey, and ordaines a precept to be directed to the Comissisarey, Will: Thomsone, and failling of that to be payed out of the reddiest of the excisse.

Acte past in fauors of Thomas Cunighame, remitting his fees for the Conseruatory to the conventione of the burrowes at Kircaldey.

Acte ordaining ane garissane to be put in the castell of Streueling, of sic a competent number as the parliament, conventione of estaits, or ther committees, shall thinke fitt; the Earle of Mar and hes eldest sone, the Lord Erskyne, being acted for the sauety of the castell, ay and quhill the parliament, conventione of estaits, or ther comitties shall take some other coursse therwith; bot preiudice to the Earle of Mar and hes sone of ther right of ther office of heritable keipers of the said castell, and ther rents belonging therto.

The taking of Patrick Lesley, prouest of Aber-

deine, Mr Robert Farquhar, comissarey for the publicke, Ballizie Jaffrey and hes brother, with the Deane of Gild, and putting them in priuat prissone in the castell of Achindoune, and detaning them therein, they being the Kinges free leidges, and publick persons, Quitheder this cryme be punishable be death, tressone or arbitriment of the parliament? This being putt to the woyces of the housse, it was found by plurality of woyces, that this cryme is capitall, and punishable by the paine of death.

The housse ordaines the comittee for the criminalls to meitt one Fryday at 7 houres.

The housse to meitt one Fryday at 3 in the afternoone, and the comitties at 7 in the morning.

Thursday, 11 Julij. No sessione of parliament, in respecte of the soleme keepinng of the fast.

Fryday, 12 day. Sessio 1. Pomerid:

This day the Lord Lure came to the housse.

A letter directed from the Earle of Lindesay, president of that comittee with the armey at Zorke, to the comittee, (in respecte he thought the parliament had beine vpe), shouing of the grate victorey God had giuen them aganist Prince Rupert, at Longe Marchstone-Mure in Zorkseyre; in wich batell Prince Ruperts forces were totally routted. He earnistly desyres in hes letter that Scotland wald giue God soleme thankes for this so notable a victorey, &c. Daitit from the Leauger befor Zorke, 6

Julij. The housse ordaines this letter to be sent to the commissioners of the generall assembley, and that a generall thanksgiuing be giuen to God for so grate ane victorey.

The president of the parliament from that comittee for the excisse makes hes report to the housse, anent the proceidinges of that comittee, wich, after much debait, was againe remitted to the seuerall bodies till to morrow.

Fiue seuerall letters read in the housse from diuersse persones of crydit, showing of the arriuell of 15 shippes, with 3000 rebells in them from Irland, in the West Iles, with the Earle of Antrims brother, and the sones of Coll: Kittocke, desyrnng the stait, with all expeditione, to send the Marquesse of Argyle ther by land, with some shipes lykwayes by sea, and pouder and amunitione.

The housse remittis all this to the comittee for the lewies.

The housse to meitt the morrow at 9 a clocke, and one Monday at 3 in the afternoone.

Saterday the 13 day. Sessio 1. Antemerid:

The housse remitts the anssuering of thesse letters from the comissioners at Zorke to the committee for the leuies, as also remittes to the Irisch comitte, the anssuering of all letters from Irland, and ordering of all bussines concerning the warre ther, and

withall, ordaines the saids comittees to meitt one Monday after the housse desolues.

The E. of Calender, the Lord Leiuetenant Generalls haill procedour in hes expeditione to the west bordours, in oppositione of thesse vnnatural noblemen that inwadit ther countrey, read in the housse.

The housse, in one voyce, grantes ane acte of exoneratione and approbatione to the Earle of Calender, and committee that went with him aganist the rebells at Drumfreis.

A propositione made to the housse this day by the Earle of Louthean, for some recompence to be giuen by the publicke to the Lord Leuietenant Generall for hes former seruice; this propositione, the seuerall estaits takes to ther consideratione.

The housse ordaines Sr Jhone Dalzeill for vplifting of 20,000 merkes, auen to the Earle of Carnwathe, hes brother, by the Earle of Southescke, and payed to Mr George Douglas, the Earle of Queinsbureyes vnckell, for some land, for wich the said Mr George had Sr Johnes band for wndeliured him as zet, hauing giuen only tiquetts of resait, to rediliuer Mr George hes tiquetts of resait, and to goe to the castell of Edinbrughe a prissoner, ther to remain during the parliaments pleasure, for hes cousenage and preassinng subtily by slight conwayences to defraud the publicke of such a malignants moneyes. As also they ordane Mr George Douglas, to redeli-

uer and consinge the said 20,000 merkes to the Clercke of Register, to be at the disposall of the estaits.

Monday, 15 day Julay. Sessio 1. Pomerid:

A letter from Francis St. Claire out of Cathnesse to the Marquesse of Argyle, shouing him that he had apprehendit zouug Drum and hes brother at the toune of Weeke, in Cathnes, and desyres that he may haue order how they shall be transported.

The housse remitts this bussines to the Lord Burlie, the Lairds of Pittodrie, Boyne and Cragiwar, and to the commissioners of Aberdeine and Bamffe.

Foure letters from the Iles and Argyle, to the Marques of Argyle, read in the housse, shouing that the rebells from Irland wer 9 shippes and neire 4000 men; they intreat the Marques to haist him ther, and dispatche to them the shipes, pouder and amunitione. Thir letters are of the 11, 12, and 13 of Julay.

The housse ordaines the comittee of the leuies to meitt after the housse desolues, and giues them pouer to take order anent the bussines in the Iles, and to giue present dispatches.

The housse, by plurality of woyces, finds the excisse to be the only way to make a stock of crydit for the kingdome.

The housse, after muche debait, ordaines 15 gallons of aile and 20 gallons beir in the boll of malt,

and the aile to pay 4d. one pynt of excisse, the stronge beire als muche, and the small beir only 2d. and that to be payed to the tappers by the leidges.

Item. Quhateuer merchandize was brought home befor the 1 day of Merche last, vpone ther othe to pay one halffe excisse.

Item. The housse, by woyces, ordaines the first payment of the excisse to begin the first day of Agust, in this instant zeire of God, 1644.

Item. That all wich hes beine exacted heirtofore, by way of excisse, shall be payed to the publicke.

Item. That no Frenchè wyne pay excisse after Lambes, and that no wintiner exacte it of the leidges, till new wyne cum home, and then the excisse to continew still.

Item. The saicke to pay excisse still.

Item. The housse, by woyces, ordaines the excisse to indure alenerly to the 1 day of Agust, 1645, and then to expyre.

The housse, by woyces, ordaines no additions to be addit to the table of the excisse.

The housse, after some debait, all in one woyce ordaines the borrowing of money to cesse at Lambes, in Aº 1645, and that it shall not be leisome to that committee to come backe one thesse that hes beine citted befor the committee at Edinbrughe, and gottin the publicke souerty.

Acte ratifiing the conuentione of estaits holdin in

Aº 1643, with the haill comittees flouing from it, and seuerall actes of them, wotted and past, nemo contradicente.

Commissione giuen to the Marques of Argyle, read, wotted and past.

The housse ordaines all the actes past this day to be proclaimed and published to morrow, by a herauld, at the crosse of Edinbrughe.

The housse to meitt to morrow at 9 a clocke in the morning.

Tuesday, 16 Julij. Sessio 1.

A letter from the Earle of Calender to the president of the parliament, of the 11 of Julay, read in the housse, shouing of hes marchinng towardes Sunderland, and of Prince Ruperts beinng neir Hexham, as also, that some sure coursse for intelligence may be mutually keept. The consideratione of this letter, and anssuering, remitted by the housse to the committee for the leuies.

The seuerall bodies to meitt at 2, and the housse at 4.

Sessio 2da. Pomeridiana.

The Judges deligat for the criminalls makes report to the housse this day.

A petitione exhibit to the housse by the frindes of Sr Jhone Gordone of Hadow, humbley desyring the housse to continew the pronouncing of sentence aganist him for a tyme, read.

The anssuering of this bill, after some debait, beinng putt to this questione in the housse—delay or no delay? by woyces it was caried—no delay, bot justice should be administrat.

After muche debait, the questione was putt to the woyces of the housse, what should be his punishment? wich was uotted to be forfaultrey, with losse of landes and goodes, to be applayed for the payment of the publick debtes of the kingdome, and that hes head should be strucken from hes bodey one a scaffold at the crosse of Edenbrughe, at 2 in the afternoone, one Fryday nixt, and hes armes to be solemley riuen by a herauld ther.

Capitane Jhone Logies dittay and haill proces being read in the housse, with the report of the Judges deligat, quherin the saids Judges did find his dittay releuant and prouen, finnding also 2 poynts of hes dittay tresonable, and 2 capitall, ordines by woyces the said punishment, maner and tyme, to be inflicted one him as one Sr Johne Gordon of Hadow.

Comissione of leiueteancy aganist the rebells of Irland that hath inwadit the Western Iles by sea and land, read in the housse, to indure ay and quhill that rebellione be supprest, till the 1 day of Nouember nixt, or till the parl: conventione of estaits or ther committees respectiue recall it.

The Earle of Linlithgow protests that this com-

missione be not preiudiciall to the Duck of Lennoxs admiralty and office of justiarey by sea.

The comissione granted by the parl : to thesse that goes commissioners to England, quherin ane of eache estait in the said comittee is ordained to be a coram, and non of ther commissioners to be excludit if present, read, wotted and past in the housse.

The housse ordaines the seuerall bodies to meitt at 8, and the parliament at 10 the more befor noone.

Wedinsday, 17 Julij. Sessio 1.

The committee for wisiting the commissions granted by the last parliament, makes ther report, wich was read in the housse, and first anent the commissione of the thesaurey, wich they find expyred. The Lord Chanceler and Argyle humbley desyres the housse they may be liberat of that burthen, and that now, for the easse of the leidges, the housse wold be pleassed till the nixt parliament to think one one only thessaurer; to exercisse wich place they thought none so fitt as the Earle of Lindesay, wich propositione the seuerall estaits tooke to ther consideratione.

Additione to the Marques of Argyles commissione, viz. that hes commanders be payed by the publicke, and that hes auen charges be repayed him him one hes just accomptes.

The housse ordaines the Earle of Louthean to

haue such a soume of moneyes as the committe thinkes fitt out of hes Maiesties rentis for hes charges, being sent by the King and last parliament to France ambassadore.

Sessio 2d. Pomeridiana.

A bill exhibit to the housse by Johne Logie, desyring to be in the chamber with Haddow, that he may haue the comfort of the ministers that comes to him. The housse grantes this bill.

A bill giuen in to the housse by the Ladey Carnegey, showing that shoe had payed the Earle of Carnwathes fine of 10,000 lib. for the wsse of the publicke, and desyres that sho may be payed of her said soume out of the first end of thesse 20,000 merkes arrestit and deposit to the parl: as being the Earle of Carnwathes moneyes.

The housse recommends this bill to the comittee for borrouing of moneyes and ordrinng of maligmants rents, to assure my Ladey payment of her 10,000 lib. out of Carnwathes estait.

Bill exhibit to the housse by Sr Thomas Nicolsone of Carnocke, showing that Sr Alex: Gordone of Cluney, hes debter, hauing come to the toune one a protectione granted to him for 7 dayes, by the Lordes of Sessione, contrarey to the 21 acte of the 2 parl: Caroli 1641, quherby the Lordes of Counsell and Sessione are expressly prohibit to if aney protection to assure the persons of debetors from

ther creditors; notwithstanding Sr Thomas takes the said Cluney with captione, and puttes him in the tolbuith of Edinbrughe; he adheres to hes protectione of tutum accessum et recessum, both ther ressons and allegations being at length read in the housse.

The housse, after much debait in this matter, anent the explanatione of the acte of parl: eschuind to decyde in the bill for the present, in respecte of the heauie preiudice to the leidges, bot appoyntes a comittee of 2 of eache estait, with the Lord Chanceler, for assuering this bill, and explaining the said acte of parl: quo ad futura; notwithstanding the most pairt of the housse inclynnd that Cluney should remaine in prissone till Sr Thomas Nicolsone wer payed.

Nob:	*Bar*:	*Bur*:
E. Lauderdaill,	La: Bussie,	Dumbartane,
E. Southescke.	La: Maner.	Bamffe.

This comittee to meitt to morrow at 9 houres.

Bill exhibit to the housse by George Jamessone, prouest and commissioner of the brughe of Coupare, humbley desyring that he might be payed of thesse moneyes, viz. of 1000 lib. starling, aughtin him by the publicke for wictuall furnished to Irland, out of the fynes of the delinquents and malignants in the northe, after the Marques of Argyle was payed. Granted.

The housse to meitt to morrou at 10, the comittees at 7, and the boddies at 9.

Thursday, 18 Julij. Sessio 1.

E. of Hartefells petitione to the housse, humbley desyring, that in place of Argyle, to name ane other nobleman to preceid in that comittee appoynted for hes trayell, to the effect they may make ther report to the housse, or wtherwayes he may be inlarged one sufficient cationе befor the closse of this sessione of parliament.

The houssе names the Earle of Dumfermling for Argyle, and ordaines the comittee to meitt to morrow at 7 houres in the morning.

Acte past in fauors of Johne, Earle of Lindesay, of the office of Heigh Thesaurer of this kingdome; his comissione to indure vntill the next trienniall parliament, reseruing the Thesaurer deputts place, conforme to hes patents, and he to supley the place in the Thr principalls absence.

Acte for tuo of each shyre to apprehend the fugitiues and runawayes, conforme to the acte made ther-anent, wotted and past.

Bill exhibit to the housse by Sr Johne Dalzell of Neuton, humbley desyrinng, by acte of the housse, he may be free of aney declaratione made by him in fauors of hes brother, and that thesse landes bought by him from Mr George Douglasse, may be declared to be his.

The housse grantes the bill, and ordaines the petitioner to be set at liberty.

Sessio 2da. Pomeridiana.

Petitione exhibit to the housse by William, Earle of Lanricke, aganist Sr James Galloway, for hes vsurping the office of Secretarey; as also aganist Sr Rob: Spotswood, now wsinng the said office at courte, euer since the petitioners restraint at Oxeford, at wich tyme hes Maiestie requyred the said signett from the petitioner, quho deliuered it to the Lord Digbey and Sr Eduard Nicolas. He desyres the housse to take to ther consideratione the deserued punishment of the 2 vsurpers, contrair 2 actes of counsell, and one of parliament; and by acte they wold declare his office and place of Secretarey to be free of aney preiudice by the vsurpatione of thesse enimies to ther countrey, &c.

This petitione takin to the consideratione of the seuerall estaits apairt.

Bill exhibit to the housse by the commissioners of the haill royall brughes of the kingdome, desyrinng that thesse monnayes payed by them to the factors of Campheire for armes and amunitione, viz. 64 thousand gidlinges, may be repayed to them, and that each brughe, pro ratui, may be payed out of the excisse.

The housse grantes the bill, the petitioners instructing the debte.

2 bills giuen in to the housse by the royall burrowes of the kingdome; 1, for ther losses by sea befor the last trettey; 2, ther losses since the late warre did begine, desyrring that some competent portione of the brotherly assistance from England may be sequestrat for that wsse, wntill ther losses be really instructed.

Both of them takin to the awisandum of the estaits.

Acte ratifinng 3 seuerall actes of counsaill anent the measure and pryce of coles sold within the countrey, and the preferring the natiues to strangers in the seall, read in the housse.

Colemasters reassons aganist aney generall ratificatione of thesse actes of counsaill, read lykwayes.

The housse appoyntes a committee for prepairinng this bussines of the cole, viz. 3 of eache estait, to meitt to morrow at 7 in the morning, viz.

Nob:	*Bar:*	*Burr:*
E. Cassiles,	La: Clarkingtone,	Edinbrughe.
E. Southescke,	La: Warrestone,	Dundie,
L. Balmerinoche.	La: Maner.	Linlithgow.

Commissione establishinng and authorizing a committee in the northe, for fynning and punishing of all delinquents and malignants ther, of wich the parl: in one woyce, appoyntes the Lord Burlie president, read, wotted and past.

The comitties to meitt to morrow at 7 in the morning, the bodies at 8, and the housse at 10.

Fryday, 19 Julij. Sessio 1. Antemerid:

A comittee of 32 of eache estait chosen by the housse to sitt at Edinbrughe in the interwall betuix the sessions of parliament, with this declaratione, that thesse that are commissioners at London shall be supernumerarey; the coram of this committee to be 9 promiscously, ther being present 1 of eache estait; and each nobleman that beis absent, shall pay 3 dolars, eache barron 2, and eache broughe 1; and that the first meitting of this committee be the day befor the ryssing of the parliament, at wich tyme the housse does ordaine them to appoynt ther diuisions.

Sessio 2da. Pomeridiana.

The housse ordaines Monday in the afternoone for bills.

The housse remitts the doune casting of thesse housses contined in the roll giuen in by the committee for the northe, with pouer and command to the said comittee to demolishe the saids housses, if they be not secured for the peace of the countrey, wnder grate soumes of money.

Saterday, 20 Julij. Sessio vnica.

Acte ratifinng 4 actes of counsaill, anent the furnishing the countrey with cole. Item, anent the pryce and mesure, wotted and past; and the housse grantes to the Earle of Dumfermling exemptione from this acte, for the space of 2 zeires, imediatly

followinq the 25 day of December nixt, in respecte hes cole of the Crosse-gate in the Mures is drowned.

Bill exhibit to the housse by the Earle of Home, crauing order to be takin for hes losses at Dunglasse, and desyring ane acte of the housse for hes payment, quhen as the grater affaires of the kingdome can permitt; ad auisandum till to morrow.

All contrawersies betuix the St. Claires, Mowatts and Neiuens, with the herinng and composinng of the griuances of Orknay, by acte of the housse remitted, with the parties consents, to the finall determinatione and decisione of the Earle of Morton.

The housse ordanes 4000 merkes Scottes zeirlie, payable to Sr Johne Settons Ladey by the Ducke of Lennox for her joyntur̃e, for wich shoe hes souerty.

The housse ordanes the Laird of Cluney, Gordon, to remaine in prissone, notwithstanding the Lordes of Sessions protectione, till he pay Sr Thomas Nicolsone.

The housse ordanes the committees for leuies to take present order for putting the haill countrey be south Tay presently in a posture of warre, and ordanes the commissioners of thesse shyres to meitt at 2 a clocke this day in the afternoone.

The parl: to meitt one Monday at 2 in the afternoone.

Monday, 22 of Julij. Sessio vnica.

Acte ordaning all the subiects of Scotland to be judged by the judicatories and parl: of ther auen kingdome, and that hes Maiestie be delt with to releasse Duck Hamilton; and if the said Ducke be attached as a peire of England, that then he may be judged by the parliament of that kingdome. This acte containes in it also a declaratione aganist thesse that counsaills the King to wiolatt the lawes and preuilidges of this kingdome, contrair the saitled lawes and knowen liberties of the samen, and ordaines thesse to be perseued as publick enimies to both kingdomes, wotted and past.

The housse, by ther acte, ordanes Sr James Galloway not to medle with the Secretaries place, wnder the paine of lossing hes auen place of Master of Requysts, and to be declared incapable of aney place within this kingdome, wotted and past.

The housse ordanes the Earle of Home to haue 40,000 lib. Scotts for hes losses at Dunglasse, conforme to hes petitione, to be payed quhen the grater affaires of the kingdome may permitt.

The housse grants to the burrowes sequestratione of a pairt of the brotherly assistance, as zet wnpayed, for ther losses by sea, conforme to ther bill exhibit to the housse for that effecte; ther compt being seine and alloued.

The housse remitts all bills not hard and anssuer-

ed this day to the comittee of estaits wich presently is to sitt doune, with pouer to them to remitt such as concerns the Sessione, Connsaill, Justice Generall, &c. to thesse seuerall judicatories, and to deceid one all vther bills that concerns the parl: or stait, past in acte.

The housse grantes the old colledge of St. Andrewes petitione for some mantinence out of the excretione of hes Maiesties munificence to that vniversity.

The housse, in respecte of the rebellione of Robert, Earle of Nidisdaill and hes deputtes, quho are Steuarts of Kircubright, none being ther nou to administer justice to hes Maiesties leidges; auisandum till to morrow.

The housse ordaines the Laird of Gights bill to be hard, befor sentence be pronounced aganist him.

The housse approwes the Laird of Buchanans seruice, in slighting the housse of Mugdocke by ther acte.

The Lord Balmerinoche, from the committee for regulatting of processes, makes hes report to the housse of the processes of forfanltrey aganist the Earles of Craufurd, Carnwath, Forthe and Lord Eythan, found to be publick enimies to ther countrey, inwaders of it, and for adioyning themselues and assisting the popische and malignant partey. The said committee finds them, by acte of the large

trettey with England, to be guilty of heighe treassone, and to be punishable at the arbitriment of the parliament, to forfault all ther landes, guides and heritages, to the wsse of the publicke; and the said comittee finds ther dittay to be releuant and fully prowen.

This report takin to be adwissed by the seuerall estaits.

Tuesday, 23 Julij. Sessio 1.

The Irische trettey betuix the Scotts and Englische commissioners, anent the conditions made to the Scotts armey in Irland, with the ratificatione of the same by bothe housses of parl: in England, read in the housse, ratified by acte and approuen.

Commissione of the thesaurey granted by the parl: to Johne, Earle of Lindesay, to continew till the nixt trienniall parl: past.

Acte recommending the said Earle of Lindesay to the Kinges Maiestie, wotted and past.

Sessio 2da. Pomeridiana.

The Lord Balmerinoche, from that comittee appoynted to heir the desyres of the kirke, makes hes report to the housse, wich was read.

Acte discharging al executione of justice, as captions, arrestments, remouings, &c. one the Sabath day, dayes of publicke humiliatione, &c.; as also aganist salmone fishing one the Sabathe, and other abusses profaning the Lordes day, read, wotted and past.

Acte anent diuorce for adulterey, and certaine caisses and prouisos contained in the acte, read, wotted and past.

Acte prohibitting the kepinng of mercarts aney quher within this kingdome one Monday and Saterday, wnder the paine of a 100 merkes, toties quoties, read, wotted and past.

Acte discharging right of patronage to belonge to aney particular minister, as titulars of benefices anexed to them, bot thesse presentations heirafter to belonge to the presbeterey, read, wotted and past.

Acte aganist tauerns and alehousses, aganist dunkards and drunkenes, that none seall aille, wyne, nor stronge drink, after 10 at night, read, wotted and past.

Acte dischargeing ministers bookes to fall within the wyffes executrey, read, wotted and past.

Acte ordaning waccant stipends to be bestoued one pious wsses, read, wotted and past.

Acte ratifinng the acte of the generall assembley anent the band subscriued, and declaratione laitly takin and published at Oxford, with a remitt to the estaits to putt some publicke marke of infamey one the said band and declaratione.

Acte anent the medling with the estaits of persons excomunicat, remitted by the housse to the comittee of estaits.

Acte ratifinng hes Maiesties donatione of 500 lib.

starling, out of hes reuenews, to the commissioners of the kirke, past.

Acte ratifinng seuerall donations and mortifications of hes Maiesties, of certaine bischoperickes and churche landes, to the vniversities of St. Andrewes, Edinbrughe, Aberdeine and Glasgow, wotted and past.

The housse remitts the 2 Justice deputtes bill exhibit to them to the Exchequer, with a recomendatione for payment.

The housse to meitt to morrow at 10, and the comitties at 7 and 8.

Wedinsday, 24 of Julay. Sessio 1.

The housse adds four of eache estait to the comittee of the kirke, for surrander teinds and plantation of kirkes; and the same number of eache estait is addit by the housse to that comittee for comon burdens.

Acte for putting the countrey in a posture of warre, for ther defence aganist ther enimeys invassions, and that eache man be redey with 30 dayes prouisione and armes, vnder paine to be esteimed disobayers of the orders of the parliament, and contemners of ther countreys sauety.

The housse appoynts the Lord Chanceler, the Earle of Lauderdaill, Warrestone, and the Prouest of Edinbrughe, to dispatche ane expresse to the generall comittee and Leiuetenant Generall with speed,

for adwysinng them in some thinges from the comittee of the lewies.

Sessio 2da. Pomerid:

A bill exhibit to the housse by the Earle of Dumfermling, desyring the parl: to take suche coursse as they should thinke fitt, that he may be fred from such imputations layed to his charge, by the emissione of some pamphletts, wich charged him with diuers aspertions of malignacey, and enimey to the religion, &c.; for after Kentone batell, he beinng apprehendit by the parliaments forces, was sent to London, and ther keipt prissoner without heirning 8 weekes, during wich tyme thesse pamphletts wer emitted.

One this bill the housse ordaines amongest wthers ane instructione to be giuen to ther commissioners, declaring the said Earles carriage, and that the estait heir had no suche bad conceit of him.

The comittee for heirning of Comissarey Thomsons compts makes ther report, wich was read in the housse. The estaits of parl: approues the said comptes and report, and discharges him therof, saluo justo calculo.

Bill exhibit to the housse by the Earle of Hartefell, desyring his bussines to be putt to a trayell, himselue fred from prissone, and confyned within a myle of Edinbrughe, wnder quhat pane the housse should be pleassed.

The housse ordanes the Earle of Hartefell to remaine prissoner quher he is; hes proces to be made, and he to be sumond and put to hes trayell, in respecte the said estaits findes matter of dittay aganist him.

The housse to meit to morrow at 10 a clocke, and the comitties at 7.

Thursday, 25 Julay. Sessio 1.

The housse ordaines the Earle of Calender to haue for hes bypast seruices done to the countrey 40 thousand pound Scottes, to be payed at Mertimes nixt.

A quere proposed by the Judges deligat to the housse, Quhat should be the punishment of thesse that had assisted the invadders of the countrey, and quither the qualified dittay (read in the housse) was releuant or not aganist Maxswoll of Midkeltone?

The housse, by woyces, findes the dittay releuant to inforce that punishment dew to the inwaders of the countrey, wich is tressone.

Sessio 2da. Pomeridiana.

The housse, by woyces, does pronounce sentence of forfaultrey aganist Lodouick, Earle of Craufurd, Patrick, Earle of Forthe, and James, Lord Eythan, and declares them traitors to ther religion and countrey, and perfidious breckers of ther nationall couenant; and all ther landes and heritages, gudes, moueable and imovable, to be from henfurth for-

faulted, and belonge to the estaits of the kingdome, to pay the publick debtes.

Petitione exhibit to the houssе by Johne, Earle of Lindesay, shouing that in Januarij 1642, Lodouick, Earle of Craufurd, had resigned the tytill of Earle of Craufurd in hes Ma^ties handes, quho had giuen him a new infeftment to himselue and the heirs mailles of hes auen bodey, quhilks faillinng, to the petitioner, and to the aires mailles of hes bodey; quherfor he humbley desyres, that the said forfaulture of Ludouick, Earle of Craufurd, may not preiudyce hes right, bot that the housse wold be pleassed to except hes tytill and right out of the said forfaultrey.

Hes patent read in the housse, and by acte of the same ratified.

The housse grantes the petitioner hes bills.

Acte ratifinng the tytill and dignity of Earle of Craufurd to Johne, Earle of Lindesay, conforme to hes patent, of the dait at Vindesor, 15 Januarij, 1642.

The housse makes and creattes the Lord Kircubright, steuart of that steuartrey, and grantes him a commissione to indure till the nixt trienniall parliament, wotted and past.

The housse appoyntes a committee of 2 of eache estait to consider the Lord Dalzells petitione, and to make report to the housse.

Nob:	*Bar*:	*Burr*:
Balmerinoche,	La: Halcartone,	Brunt-Iyland,
Barganey.	La: Caudone.	Dumbartane.

Housse to meitt to morrow at 10 houres, and the bodies apairt at 9, the comitties at 7.

Fryday, 26 Julij. Sessio 1.

Acte establishinng the committee of estaits, read, wotted and past.

The Earles of Craufurd and Forth, with the Lord Eythan, wer solemly forfaulted, and the armes of Forth and Eythan riuen by Lyone King of Armes, in face of parliament, after ane discoursse, as also at the crosse of Edinbrughe.

Sessio 2da. Pomeridia:

A warrand past, compelling all masters of shipes vneloaden to serue the publicke, in transporting of wictuall to Irland for the armey, at the instance of the comissaries and wthers hauing entresse and charge therof; and that all magistrats shall imprissone the refussers till they condescend, they alwayes putting in souertie to them for payment of ther fraughts and indemnitie of ther shipes, and restore of ther losses, in caisse they shall happin to be takin by pyrattes ore wthers.

A letter from Generall Lewin read in the housse, (directit to the committee of estaits,) crauing a suplie of wictualls and moneyes, and the examplirey

punishment of some of the fugitiues, remanding back the rest.

A letter from the Comissarey Generall Hombie to the Lord Chanceler, showinng of the intaking of Zorke, and remitts the termes of the capitulation to the committees letter wich is a coming.

Acte giuen in by the barrons and burrowes bearand, that in all committees to be chossen out of thesse bodies, ther shall be ane list made be the saides bodies disioyntiue, and presented to the parliament, quhervnto aney number of the wther tua estaits shall ade, bot not alter; out of quhilke list and additione shall be chosen the commissioners, bot the addit persons shall only be such as are ather actuall members of parliament for the tyme, or suche as are capable to be commissioners of parliament. This acte was past after ane continuatione and a longe debait betuix some noblemen, the barrons and burrowes; the noblemen awouching this acte to be ane directe violatione of the liberties of parliament.

The forfaultour of the Earle of Carnwathe, and the restitutione of hes sone, remitted to the nixt sessione of the parliament.

Acte for putting the countrey in a posture of defence aganist forrane inwassione, past and concludit.

The housse to meitt to morrow at 10, the comittees at 7, and the seuerall bodies apairt at halffe 9.

Saterday, 27 Julij. Sessio 1.

Acte ratifinng the acte of the generall assembley, anent the declaratione published at Oxfurd, ordaining all the subscriuers of that wicked and damnable pice to be persecuted as traitors to ther countrey by the committee of estaits; and to the end that some marke of infamey may be put vpone the said declaratione, ordaines the copey of the same to be burnd by the hand of the hangeman at the crosse of Edinbrughe, past and wotted.

Acte reuiueing ane other acte anent the prouisione of manses and glibes for ministers, wotted and past.

Acte for vpeliftinng of pecuniall fynes of whooremongers, drunkardes, suerers, &c. to be applayed for pious wsses, remitted to the nixt sessione of the parliament.

The Lord Chanceler makes hes report from the committee for Irland, that the Comissarey, Johne Campbell, is to be sent ouer with 14 thousand pound starling, as also that a commissione be drawin vpe for the comittee ther, wich wes read and past, the coram quherof wes 5; and the housse giues warrand for the payment of 3000 lib. starling, borroued by the publick out of thesse moneyes for Irland, and that out of the first moneyes that comes in aney way to the publicke.

The housse ordaines the committee of estaits to medle with the estaits and moneyes of thesse quhosse

dittayes are found releuant and prouen by the Judges deligat, and to lay hold one ther persons.

Acte that couenanters be not preiudged by the forfaultrey of quhatsomeuer persons, they not beinng pertakers of ther crymmes in aney maner, beinng ather wassalls, creditors or cationers for the persons forfaulted, after cryme comitted, wotted and past.

The housse, by woyces, ordaines the creditors of the Earle of Carnwathe to haue ther releiffe of the land belonnging to the said castle.

Ratificatione and dissolutione of the Earledome of Orknay, woodsett by hes Maiestie to the Earle of Mortone, wnder the reuersione of 30,000 lib. starling, wotted and past.

Ratificatione to Patrick Maule of Panmure, of hes infeftment of Arbrothe, contining certaine cautions and reseruations expressed in the acte, in fauors of the vassalls of the said abacey, past.

Sessio 2da. Pomeridiana.

This day the Earles of Eglintone and Buccleuche came to the housse.

Bill of the Lord Balmerinoches, crauing payment of the soume of 40,000 merkes desbursit by him for the publicke. This bill remitted to the comittee of estaits, ordaining him to be payed out of the wnquhile Earle of Forthes estait and moneyes.

A letter from the committee with the armey at Zork, of the dait 23 Julay, complaining one absence

of officers, and if they returned not, that ther places should be desposed one; that Zorke was randred the 16 Julay instant; that the runawayes might be returned and some of them hanged, to the terror of others; that the estaits wald take soume order annent the recruittinng of that armey, &c. read.

The housse remitts the ansuering of this letter to the comittee of estaits.

The Lord Chanceler makes hes report to the housse, annent the proceidinnges of that committee appoynted by the last parliament for the incendiaries, read and approuen, and that comittee exonered by acte of the housse.

The Lord Chanceler and Earle of Lauderdaill, makes ther report from that comittee appoynted by the last parliament for wisitinng the registers. The housse approues the said report, and committs the trust of inwenturing of the said registers, conforme to a clausse of ane acte of the last parl: annent the registers to the Clercke Register.

The housse one the Earle of Hartefells petitione, notwithstandinng aney former ordinance by them for hes restraint, ordannes him to be sett at liberty, and confyned with and about 2 myles to Edinbrughe; he finding souerty for 10,000 pound for hes deportment; and remitts his trayell to the committee of estaits, and they to report the nixt sessione of parliament.

The Laird of Empsfeild enlarged also, and confynnd als said is, wnder the paine of 10,000 merkes for hes deportment.

The prouest of Drumfreis enlarged wnder the paine of 5000 merkes, and he ordained to pay hes fynne of 10,000 merkes befor hes inlargement.

The Maxswolls that wer comitted 2 dayes befor war also inlarged, and confynnd one cationе.

The housse to meitt one Monday at 9 houres.

Monday, 29 Julij. Sessio.

The parliaments letter to bothe housses of parliament in England, anssuerinng ther former letters to this stait, read and approuen in the housse.

A letter from the parliament heir to ther commissioners at London, read in the housse and approuen.

The housse renewes the commissione of the exchequer, only Sr James Galloway is delett, and my Lord Chancelер addit, without aney furder alteratione till the nixt sessione of parliament.

Acte ratifinng the actes of the conventione of estaits anent the excisse, and regulatting the same, wotted and past.

The housse giues pouer to the grate comittee of estaits, wich is to sitt betuix the sessiones of parliament, to appoynt Judges deligat for examininge and proceiding on the processe of delinquents, and to report to the nixt sessione of parliament.

The housse continewes the former comissione granted by the last parliament, in Ao 1641, to 17 of

eache estait, for conseruing the peace betuix both kingdomes, eisdem terminis et personis.

The housse ordaines, by ther acte, the sessione to sitt doune the 1 day of Nouember nixt, and intimatione therof to be made by sound of trumpett at the crosse of Edinbrughe, that none of the leidges pretend ignorance of the same.

Acte approuing the good seruice of the aduocats of the estait, and with all remittinng the reuard of ther seruice to the comittee of estaits.

The Laird of Maner makes hes report from the Judges deligat, of William Maxswoll of Midelkeltone, hes processe, quherin the dittay aganist him is found prowin by the said Judges, and releuant to infer forfaultrey of lyffe, landes and goods.

The humble petitione of William Maxswoll of Midellkeltone, read in the housse, crauing pardone from the parliament; he offers to renunce all hes estait, and to be perpetually exyled.

The housse absolutly refusses the bill, and according to sentence, ordaines justice to be execut; hes head to be struken off from hes bodey at the crosse of Edinbrughe, and hes armes to be riuen by a herauld, and he declared ignoble and basse.

The demolishing of the castell of Dumbartane remitted to the comittee by the housse.

Acte that all shouldiours that are disabled, hurte ore maimed in the mantinence of the good causse,

be mantined one the publicke charge, reade, wotted and past.

Acte anent paying of taxt, loane and wther impositions, by proper woodsetters of landes, contaning foure queres therin, wotted, read and past.

Acte anent the diuisione of comontïes and moures, remitted to the nixt sessione of parliament.

Acte ordaning letters of horning to pas vpone the Lyons decreitts aganist messingers, as vpone the decreitts of other inferior judges, wotted and past.

Acte anent making of heretable bandes arrestable, read, wotted and past.

Commissione of Justiciarey granted by the parliament to William, Earle of Morton, for Orknay and Zetland, to indure for the space of 3 zeires from the first of Agust, read, wotted and past.

Acte anent the electione of the officers of estait, remitted to the nixt sessione of parliament.

William Maxswoll of Midelkeltone, receaueth hes sentence of forfaulture and losse of hes head, in the housse, sitting one hes knees.

Ratificons past, ther rubriques beinng read, and they sighted and alloued by the committee for ratificationes, wer past.

Acte saluo jure cuius libet, wotted and past.

Acte declaring this a current parliament, and therfor the housse all in one woyce adioyrnes the same till the first Tuesday of Januarij, without preiudice to

the committee of estaits to conweine the parl: souner, giue they find reassone for it.

The Lord Chanceler clossed vpe this sessione of parliament with ane prettey and eloquent speache, randering the Almightie most hartie thankes and honor for the peaceable meitting, and wnanimity in the mantinance of hes causse; intreatting the quholl estaits of the kingdome to stand fast togider for the mantinance of the treuthe, honor of the King and weill of hes realmes, now all in fyre of combustione by the treacherous practices of papists, athests and malignants, aganist religione and the subiectes libertie setteled by law. He wished eurey one to fetche watter with him to helpe to extinguisse the furrey of this flame, and not oyle to nourishe it; and lastly, besought the grate Creator of heauen and earth, quho according to the gude pleassure of hes will, did gouerne the actions of men, to preserue from danger the Kinges persone, to establishe peace and treuth in all his dominions, and to remoue the crayinng sins of the land, wich was the causse of so heauey ane indignatione vpone it.

Sessio 2da. Primi Trienalis Parliamenti, tentum apud Edinburghe, 7 Januarij, 1645.

Tuesday, 7 Januarij. Sessio vnica.

Mr. Robert Douglas preached to the housse this day; hes text was, Esaias, cap. 3. verss 10. After sermon the Clerck Register called the roll.

The Lord Zester, in name of the Earle of Calendar, protested that the calling of the Earle of Leuin first, should not prejudge him, the said Earle of Calendar, of hes place, conforme to hes patent; and the Earle of Leuin protested in the contrarey.

The Lord Borthuicke protested that the callinng of the Lords Zester and Sinclair should not preiudge him of hes place of precedencey.

Nobility present this day.

E. Morton,	E. Dumfermlin,	E. Lauderdaill,
E. Buchan,	E. Tullibardin,	E. Louthean,
E. Cassiles,	E. Galloway,	E. of Leuin,
E. Perth,	E. Annandaill,	E. of Lanricke,

Vis: Frendreth.

Lords—

Zester,	Borthuick,	Balcarrasse,
St. Clair,	Balmerinoch,	Bargeney.

The housse ordanes all suche noblemen, barrons and burgesses, that wer not commissioners at the first sessione of this parliament, to sueare the othe,

wich was read to them. They holding wpe ther hands, did sueare the same.

The E. of Lauderdaill is continued president of the parl: till the conclusione of the same; he vrging to ane neu electione, the housse in one voyce absolutly refusse the same.

The Thesaurer deput takes instruments that he producit the honors to the house, and deliuers the samen to Arthur Straton, the E. Marishall deputey.

The housse to meitt to morrow at 9, and the grate bell to ring dayly for that effecte.

Wedinsday, 8 Januarij. Sessio 1.

E. of Eglintone came to the housse this day.

After much debait, the contrauersey betuix the comissioners of the shriffdome of Lanricke, Sr William Carmichell and Sr James Lockart, one double comissions flouing from that shyre; Sr Williams dait in Junij, 1644, and wess preferr'd in the first sessione of this parliament, Sr James Lockart was giuen to him at Michelmis last to serue in this sessione, bot only lacked this clausse, wich Sr Williams had, viz. to wotte and consult in all things, &c. till the conclusione of that parl: one wich clausse the housse fand, by woyces, Sr Williams comissione good, and reiected the others.

The contrauersey betuix the burrous and the comissioner of the steuartrey of Kircubright; after

much debait, the housse ordained the gentrey of that steuartry to be citted, and to giue ther ressons of the pouer they had to send a comissioner to the parl: and Cardinesse, the present comissioner, ordained to sitt till he wer legally remoued. The burrowes notwithstanding did adhere to ther protestatione that he could haue no woyce ther.

The housse ordaines the seuerall bodies of the estaits to meitt this afternoone, and the housse to morrow at 9.

Thursday, 9 Januarij. Sessio 1.

The Earles of Buckcleuche and Dalhousie, with the Lord Forrester, came to the housse this day.

The Earles of Tullibardyne and Galloway, Viscount Frendreth, and the Lord Balcarras, did subscriue the last couenant with England, in face of parliament.

The housse, by woyces, ordaines the sessione to rysse in respecte of the plauge.

The housse sends one of eache estait to the Lords of Session, requyreing them to pas no suspensions but on good grounds and sufficient caution, and that no advocations be past, as they will be ansrable to the parliament.

A letter from our comissioners at London, direct to the estats in parliament, red in the housse.

Sr Archbald Jonstone and Mr Rot Barclay, tuo

of our comissioners lattlie returned from London, makes a relatione both in church and estat till the 5 of Januarij instant.

The housse to meitt to morrow at 9 a clocke.

Fryday the 10 Januarij. Sessio 1.

The Earles of Home and Wemes cam to the houss. This day the houss ordanes the comittee for regulating the warre at home, to be caled the comittee for dispatches, and to mitt this day at tuo houres in the afternoone, with poner to them to order the present warre within the cuntrie, to giue dispatches, to mak prouisiones for the armies, to giue out orders, and to doe all necessarey things, as they will be ansuerable to the parliament.

The comissioner of the generall assemblie sent a message to the housse this day, to show them, that according to that laudable custome ever wssed heir befor be the kirk, in keeping correspondance with the estat, to show the house that they intended to proceed to the censures of the church aganist the publick enemyes of the church and kingdome, and that the church did serioslie recommend to your Lo: to tak order with such as walked vpe and doune the streitte with remissione, quho had imbrued ther hands in the blood of the people.

The second comittee for borrowing of moneyes, taking vpe of malignants rentts, and the comptes of money alreadie borrowed by the statts, as also the

compts of the taxt and lone, to report. This comittee consistes of 5 of eache estatt.

Noblemen.	*Barrons.*
- - - -	Clerkingtone,
- - - -	Suyntone,
- - - -	Hermistone,
- - - -	Volune,
- - - -	Denmill.

Burroues.

Second Comss of Ed: Rob: Macken,
Com: of Glasgou,
Com: of Brunt-Iyland, Geor: Gardyne,
Com: of Kircaldey, James Law,
Couper, George Jamesone.

The coram of this comittee to be 7, 2 of eache estait. Sr William Dick and James Steuarte are addit to this comittee as supernumerarey; they are to haue deliberatiue woyce, bot not a decessiue.

It is declared by the housse that the president of the parliament is to be supernumerary in all comittees.

The housse to meitt to morrow at 9.

Saterday, the 11 of Januarij. *Sessio* 1.

In respecte of the presidents seiknesse and absence, the housse, by woyces, makes choysse of the Earle of Craufurd and Lindesay to proceid this day.

This day the Earles of Craufurd and Lindesay,

and the L. Generall the Earle of Kalendar, came to the housse.

The housse ordaines a comittee of 6 of eache estait for processes, to consider the releuancey of the processes of thesse citted to the parl: and to find them prouen ore not, &c. and to report to the housse.

Noblemen.	*Barrons.*
E. Annandaill,	Shriffe of Teifidale,
E. Wymees,	Shriffe of Galloway,
E. Dalhousie,	La: of Tostis,
Vis: Frendracht,	La: of Bousie,
L. Burlie,	La: of Maner,
L. Forrester.	La: of Caudone.

Burrowes.

Patrick Lesley, Pro: of Aberdeine;
Jo: Kennedey, Pro: of Aire;
Will: Glendining, Pr: of Kircubright;
Dauid Sympsone, Balzie of Dysart;
Gedeon Jack, Balzie of Lanricke;
Mr Rob: Cunighame, Balzie of Kingorne.

The burrowes adds to the list of the noblemen to be one this comittee, the Earle of Cassiles and Lord Balmerinoche; and to that of the barrons, Mr Geo: Wynrund of Libertone and Mr Robert Meldrum of Brughlie; and the barrons adds to the list of the burrowes, S^r^ Johne Smyth, prouest of Edinbrughe.

The housse appoyntes a comittee of 4 of eache estait for the bills, ouertours and ratifications.

Noblemen.	*Barrons.*
E. Buchan,	La: Halcartone,
E. Galloway,	La: Gleneggies,
L. Kircubright,	La: of Cesnocke,
L. Balcarras.	Sr Will: Carmichell.

Burrowes

Mr Rob: Cuninghame, Kingorne,
Allan Dunlope, Irwinge,
Ja: Smallen, Dumbartane,
Rob: Mercer, Culrosse.

The coram of this comittee to be 7.

Monday, the 13 day of Januarij. Sessio 1.

This day the Lord Burlie came to the housse.

The housse adds, by woyces, to that comittee for processe, 2 of eache estait, viz.

Nob:	*Bar:*	*Bur:*
E. Cassiles,	L. Warrestone,	Sr Jo: Smythe,
L. Balmerinoch.	L. Bischopetone.	George Gardyne.

The housse to meitt to morrow at 9.

Tuesday, 14 day of Januarij. Sessio 1.

The housse ordaines the bodey of eache estait to see quhom of ther number be absent, that in parl: the housse may wreat to them to repaire thither with all expeditione.

The housse giues licience to the Earle of Craufurd to speake with the Lord Ogiluey.

The housse appoynts a comittee of 6 of eache estait to cognosce one eache mans losses by sea and land, souldiours maimed in the warres, &c. to report to the parl:

Letters from the Scotts commissioners at Londone, shouing that the parl: of England had sent 10,000 lib. starlinng to the Scotts armey in Irland, and 3 shipes to ryde betuix Scotland and Irland, to hinder the Irishe to passe to Scotland; and Sr Johne Hotham and hes sone wer executt, and the Archbischope of Canterburey sentenced to hanged, quartered and drauin, as a traitor to churche and stait; and that the directorey for worschipe was past wottes of bothe housses. Thir letters daitted London, 4 Januarij.

The housse giues pouer to the comittee for moneyes to putt in executione ther decreitts aganist thesse denuncit to the horne for not lending of moneyes, and to causse quarter horsse and footte of them till they pay.

The housse ordaines all the comittees to meitt this afternoone, and the housse to morrow at 9.

Wedinsday, 15 of Januarij. Sessio 1.

This day Sr Johne Smythe, in name of the borrowes, exhibit a paper to the housse, desyring that the actes made in the first sessione of this parl: might be reuised, and that thesse one that committee might giue a compte of ther proceidinges therin; ad aui-

sandum 24 houres, according to the orders of the housse.

The comittees to meitt at 2 in the afternoone, and the housse to morrow at 10.

Thursday, 16 day Januarij. Sessio 1.

The Viscount of Didope came to the housse this day.

The housse adds this clausse to the comissione for processes, to examine vittnes per modum inquisitonis, aganist al such as ar citted, incarcerat, and vnder acte of cautione as delinquents.

The housse ordaines a proclamatione to be published, that no skipper comming from Neucastell or Sunderland doe presume to land without warrant from the magistrat of that place quher he arriues, wnder the paine of death; and that none of them bring home aney shouldiour, wnder all heighest censure in ther goods and persons.

The comittees to meitt at 2 in the afternoone, and the housse to morrow at 10.

Fryday, 17 day Januarij. Sessio 1.

This day the Earle of Airth and Menteith came to the housse, and he and the Viscount of Didope did sueare and subscriue solemly the couenant, band and othe of parl:

A petitione giuen in to the housse by 500 comons in a tumultuarey way.

The housse ordanes a comittee of 2 of eache es-

tait to cognosce the causse of this tumult, that the raissers of it may be exemplarly punished, and that the people may receaue a resonable anssuer, bot the housse refussed absolutly to heir ther petitione till the matter of the tumult was trayed.

Nob:	*Bar:*	*Búr:*
E. Cassiles,	La: Orbeston,	Edinbrugh,
E. Louthean.	Shf: Teifidale.	Aberdeine.

The housse giues pouer to this comittee to secure the delinquents, by warding ther persons, actinng them, or wtherwayes, as they shall thinke fitt, and to report.

The comittee for the losses makes a report of some results of that comittee, wich are by the housse recommendit to the consideratione of the seuerall bodies apairt.

The Earle of Hartfell, one hes humble petitione, hes leiue of the housse to visit the Lord Elibancke, quho is saike, so that he returne aganist Tuesday to the place of hes confynment, and hes cautione in the mean tyme to stand.

Laird of Hempsfeild is inlarged on hes former cautione, 5 myles about Edinbrughe.

The comittees to meitt at 2, and the housse to morrow at 10.

Saterday, the 18 of Januarij. Sessio 1.

The housse ordanes a letter to be written to my Lord Maitland, condoling the death of his father,

the Earle of Latherdeale, quho departed this lif betuixt four and fyfe in the morneing, this day, desyring him to continew in that fertue he had begune, which so much did concerne the weill of religione, and the saftie of the countrie.

The housse giues warrand and comand to shriffs, comissars, stewarts, &c. to sitt and administrat justice during the session of parliament.

A letter from the comittee with Argyll, directit to the parliament, red in the housse, showing that the Marques of Argyle had gottin a fall and disionted hes shoulder, bot he wold be weill; that the rebells wer fled to Lochaber, and that he wold omitt no occasione to persew them; and that they wer nou in Glenvrquhare.

The housse to meitt one Monday at 3 in the afternoone, and the comittees at 8 in the morning.

Monday, the 20 Januarij. Sessio 1.

This day the Earle of Kelley and Viscount of Arbuthnot came to the housse.

The housse, in respecte of the Earle of Lauderdailles death, quho was president of the parliament, did by woyces make choysse and electe the Earle of Craufurd and Lindesay to be president of this parl:

Some results from the comittee for dispatches propossed to the housse and read, wich wer taken,

accordinng to the orders of the housse, to the consideratione of the seuerall estaits appairt.

The housse to meitt to morrow at 10, the bodies at 8, and the comitties this night at 4 a clocke.

Tuesday, 21 day Ja: Sessio 1.

The housse adds one of eache estait to that comittee for traying the tumultous petitioners, viz. Lord Balmerinoche, Mr Rob: Meldrum of Brughlie, and Robert Alexander, burges of Anstruther.

The housse sends a comittee of 4 of eache estait to Perth, to assist Leiuetenant Generall Balzie.

Nob:	*Bar*:
E. of Tullibardyne,	Balmaine,
Lord Burlie,	Freiland,
Lord Elcho,	Bachiltone,
Lord Coupar.	Ruthuens.

Bur:

Provest of Perth,
Prouest of Coupar,
Geo: Brand for Dundie,
Mr Vil: More for Aberd:

The housse ordannes a proclamatione at all the mercat crosses of the head brughes of the shyres, and paroche churches within the kingdome; that the comittee of warr of each shyre, within 48 houres, putt the actes of parl: aganist runawayes, anent the leuies of horsse and footte not put out, and the re-

setters of fugitiues from ther colors, to present executione, and ordanes a letter to be sent to eache shyre with this proclamatione, and the same to be printed, a thousand coppies at least.

Vedinsday, 22 of Januarij.

No sessione of parl: this day, in respecte of the fast and the doune sitting of the generall assembley.

Thursday, 23 Januarij. Sessio 1.

The comitte appoynted one Tuesday the 21 of this instant of 4 of eache estait wich mett that night, to remoue the obstructions in the excisse, are desyred to meitt this night at 6.

The Earles of Glencairne and Queinsberrey came to the housse this day,

The housse ordaines the 500 men leuied in Aberdeine-shyre as the 8 man to be armed by the stait, and the shyre to if band for the armes.

Letters from our comissioners at Londone, dait from Worchester housse, 14 of this instant, anent the Coll of Neucastle, and the parl: earnist desyre of our armies marching southward.

The comitties to meitt after the ryssing of the assembley, and the housse at 10 a clocke to morrow.

Fryday, 24 Januarij. Sessio 1.

The housse thinkes it fitt, that since both the parl: is sitting, and the generall assembley also, that the parl: sitt in the fornoone, and the assembley after-

noone, that all such as hes intrest in both may the better attend.

Sr Johne Horrey humbley petitions the housse for a passe, remitted to the comittee for dispatches.

The housse, by ther acte this day, and proclamatione to follow theron, discharges all comanders of horsse and footte from taking aney money for leuinng of horsse and fotte, wnder the paine to be casshired from ther charges, and furder punished at the housses pleasur [or] comittee therof.

The housse giues pouer to that comittee that goes to Perth, to borrow money in the shyres quher ther armies shall be, and in the nixt adiacent.

The comittee of the excisse to meitt and receaue suche redey moneyes as may be had, as that foure of eache estait may be addit to that comittee for regulatting the excisse, and the same to meitt this night at 6 a clocke.

The president proposses the renewing the comissione of the exchequer; ad auisandum till Monday.

The seuerall estaits to meitt this day at 2 in the afternoone, and therafter the comittees; and the housse one Monday at 2 a clocke in the afternoone, and the comittees in the morning.

Satterday, 25 day. No meitting of the parl: in respecte all the members of the housse did accompaney ther president, the E. of Lauderdaills corps 6 or 7 myles out of toune towards Hadingtone.

Monday, 27 day Ja: . Sessio 1.

The president moues it to the housse, that for guid example, eache member that had not lent money wold lend, and giue in a list of all suche within ther shyres and broughes as wer able to lend. This motione of the presidents takin to be adwyssed by the estaits apairt.

The housse, by ther acte, ordaines comittees of warr to be appoynted in such of the northerne shyres that hes none as zet, and that eache shyre be northe Tay send some of the ablest men in that shyre, to be addit to the grate committee for the armey, with Leiuetenant Generall Balzie.

The housse grants the humble petitione of the Ladey Garleis, wyffe to Lodouick Lindesay, that shoe haue her coniunct fee shoe had by her first husband, the publick deues being first payed.

The housse appoyntes the haill committies to meitt befor 5 this night, and the housse to morrow at 10 a clocke.

Tuesday, 28 Ja: Sessio 1.

This day the Earle of Southescke, the Lords Elphingstone and Lure, came to the housse.

Propositions giuen in by Sr Adam Hepburne of Hombie, Comissarey Generall, collector of the taxt and loane, anent such shyres as had not payed the same.

The housse, after the collector had giuen in the

names of the shyres that had not payed, granted certificatione conforme to the conventione and comittee of éstaits actes, ratified in the first sessione of this parliament, and ordanid the same to be put in executione.

Letters from the armey of Irland, daitit from Craigfergus, 9 Januarij instant, showinng of ther grate wants and necessities of meall and prouisions, desyrinng a speidey suplie, wtherwayes they wold be forced to abbander that countrey.

The housse remitts the heiriung of Colonell George Monro, the bearir of thir letters, to the comittee for dispatches.

Montrois creditors, by ther humble suplicatione, petition the housse that they may haue payment of ther anwall rents, conforme to the acte of parliament.

The housse grants the petitione, and remitts the trayell to the comittee for moneyes, if that the debts be contracted befor hes rebellione, and if the creditors be trew couenanters, and no wayes accessorey to thesse crymes committed be Montrois.

The humble petitione of Mr George Witchart, some tymes minister at St. Andrews, and laitly at Neucastle, nou prissoner in the comon jayell of Edinbrughe, beging mantinence, since he and hes wyffe and 5 children wer lykly to sterue.

The housse remitts this suplicatione to the comittee for moneyes, to grant modificatione for the supli-

cants intertainment and hes family, during hes aboad in ward, as they shall think fitting.

The president desyres the housse that they wold be pleassid to accompaney the corps of Johne Steuart, Earle of Carricke, from St. Geills to the abey churche, at 2 in the afternoone, to be interred.

The comittes to meitt imediatly after the buriall, and the housse to morrow at 10.

Wednsday, 29 Januarij. Sessio 1.

Letters from our comissioners in England to the parl: read in the housse, with some papers anent the Scotts armieies marching from Neucastell southwards, making mention of 30,000 lib. starling, 11,000 zairds of brod clothe, 2000 pair of pistolls, with all wther prouisions and amunitions prouid for them; as also the parliaments message to hes Maiestie of the last of December bypast.

Sr Archbald Jhonstone, in name of the Englische commissioners, craues the housse pardone, that they hauing beine in toune 5 dayes, desyred neuer to be hard till now, the reasone being Sr William Ermyne seicknes, and now intreated the housse that they wold be pleassed to giue them audience. The housse ordanes the comittee for dispatches to heir them, receaue ther message and to report.

The comittee for processes proposses to the housse quhat coursse they will take with the Lord Ogiluey, that wold not, after he had deponed, sub-

scriue hes depositions, bot obstinatly did refusse to doe the same.

The hous, after debait, did find, that if the president of that comittee with the clerck did subscriue the same, they wer als walid as if the Lord Ogiluey had subscriued them himselue.

The hous, one the humble petitione of Sr Dauid Grhame of Fintrae, did licence him to goe home one sufficient cationе, bot hes sone to stay in toune, and the father to be oblidged for the same.

Three querees propossed to the housse by the comittee for losses, anent the forme of probatione to be wssed befor that comittee, for losses sustaind ather at land or sea, much debaited in the housse, bot not anssured this day.

The housse licencese the Justice deputts, one ther petitione, to proceid and doe justice, notvithstanding the sitting of the parliament.

The housse ordaines the committies to meitt this day at 2 in the afternoone, the seuerall bodies of the estaits to morrow at 8, and the housse at 10.

Thursday, 30 Januarij. Sessio 1.

A quere from the comittee for borrouing of moneyes, If thesse be northe the riuer Tay being in toune, shall be called for heir to lend moneyes, or if they shall be remitted to the comittee with the armey at Perth and Aberdeine?

The housse ordaines such as are heir to be called for and to lend money.

Thesse obstructions that hindred the commissioners of the excisse to proceid, ar this day remoued, by acte, wotted and past in the housse.

The housse ordaines thesse that wer named, to be of that committee for Perth, and the armey to goe with all diligence ther.

The committies to meitt at 2 a clocke in the afternoone, the seuerall bodies to morrow at 8, and the housse at 10.

Fryday, 31 Januarij. Sessio 1.

The housse remitts the proportione of the fee of 10 per cent. to be giuen to the collectors of the shyres of the excisse in landward, to the committee of the excisse, not exceiding 4 of the 10.

The housse ordanes the president of the parl: this afternoone, to signifie to the generall assembley, that they wold vsse all faire meins to furder the excisse, and persuade the people of the necessity of it, since the armes of the kingdome cannot be mantenid without it, quherone depends the mantinence of religione.

The housse ordanes 2 of eache bodey to joyne with that comittee for Irland, and ordanes them to make all the possible dispatche that may be.

The housse, one the humble suplicatione of Johne Maxswoll of Cowhill, ordains him to be demittit home, on souerty of 10,000 merkes Scotts, and Mr

Maxswoll of Innerweick to remaine still souerty for him.

Letters from the parl: of England, 3d Januarij, subscriued by the Lord Gray of Warke, speiker [of] the Housse of Peirs, and William Lenthall, speiker of the Housse of Comons, shouing that they shall neuer be vnmyndfull nor wnthankfull to the Scotts nation for ther leauge and vnion for the mantinence of religione, assistance of our forces, and guide adwysse and counsell of our comissioners, quhom they earnistly intreated the parl: might remaine with them.

Comittees to meitt at 2 in the afternoone, and the housse to morrow at 10.

Saterday, 1 Februarij. Sessio 1.

The Lord Coupar came to the housse this day.

The housse ordaines the comittees for dispatches and moneyes, to meitt this day at 3 in the afternoone togider.

Comissione for the exchequer, to indure till the nixt sessione of parl: read, wotted and past this day, the coram therof to be 2, with Thesurer principall or deput.

Acte anent the ingathering of the taxt and loane granted by the conventione of estaits, in Aº 1643, as zet vnpayed, wotted and past, ordaind to [be] printed and proclaimd by a heraulde.

The housse ordanes the publicke to giue souerty

to William Lidell for a 1000 lib. starlinng, conforme to hes fitted comptes, by the comittee of the comon burdens.

The housse to meitt one Tuesday at 10, and the comittes afternoone, and one Monday at 8 in the morning.

The housse ordaines letters in fauors of Johne Wood, to be wrettin to the Scotts comissioners, that they wold deall with both housses for the restoring of Mr Woods guides.

Monday, 3d Feb: No sessione of parliament, in respecte all the housse wer present at the generall assembley, at the wotting of the directorey of worschipe.

Tuesday, 4 Feb: *Sessio* 1.

The young Laird of Drum did humbley petitione the housse, that in respecte of hes brothers deathe the preceiding night, and his auen seiknes, that the parl: wold be pleassed to lett him be remoued to some housse in the toune, one sufficient cautione.

The housse ordaines the suplicant to be transported to the castell of Edinbrughe for 14 dayes, and ther to remaine as in the tolbuithe, with a sure gaird, and therafter to be returnid to hes former prisson.

The moderator of the generall assembley, accompanied with 6 diuynes and als maney lay elders, presents to the housse, this day, the directorey for wor-

schipe, wich was wotted to by the assembley the preceiding day, without a contrarey voyce.

The housse appoyntes the morrow at 9 a clocke the quholl parl: to meitt for that purposse.

The housse ordanes the comittee for processes to proceid, and the reports of suche processes as wer alredey concludit in the first sessione of this parliament, and comitteee of estaits, to be reported in plaine parl: one Thursday nixt, the 6 of this instant.

The comittees to meitt at 2 this afternoone, and the bodies to morrow at 8.

Wedinsday, 5 Feb: Sessio 1.

This day the Earle of Kingorne came to the housse.

The directorey for worschipe read and wotted, without a contrarey or disassenting woyce.

The comitties to meit this day at 2 in the afternoone, and the housse to morrow at 9.

Thursday, 6 Feb: Sessio 1.

The Lord Torphichin came to the housse this day, and sueare and subscriued the band, othe and couenant.

The housse ordines the comittees for dispatches and moneyes to meitt this afternoone.

A quere proued to the housse by comittee for processes, quither or not thesse should be proceidit aganist that has the Marques off Argyles pas, ore not? The housse ordained the said comittee to de-

sist from thosse conteined in the list giuen in by the said Marques, and by the committee of estaits, and to proceid aganist the rest.

The housse wretts a letter to bothe housses of parl: in England, anent the Scotts armey in Irland, desyring them to giue trust to the bearir, Colonell George Monro, and to giue him a spedey dispatche in that effair, wich so muche concerned the weill of the 3 kingdomes.

Seuin artickells propossed by the comissioners from the generall assembley to the housse, read, and by the housse recommendit especially to the comittee of ouerturs and bills, and ordaned, ante omnium, to be dispatched by them; and to that effecte, 2 of each bodey addit to that comittee.

The housse ordanes 4 northe countrey ministers, spoyled by the enimey, to haue 400 merkes Scotts a peice, out of the malignants rents of that shyre.

The housse adiorned till Saterday the 8 of this instant, and the comittees till then to meitt both befor and afternoone.

Saterday, 8 Feb: Sessio 1.

The comittee of proces makes a report to the housse, that they find the sumonds of heighe tressone execut aganist James, E. of Montrois; James, Earle of Arlie; Sr Thomas and Sr Dauid Ogilueyes, hes sones; Patrick Grhame of Inchebrake, zounger; Dauid Grame of Gorthie; and

Alexander Mackdonald, alias Coale Kittocke, &c. releuant. Remitted to the three estaits apairt.

Tua letters frome our comissioners in England to the parl: anent the sending of a comissione from the generall assembley to Mr Alex: Hendersone, to assist at the trettey at Vxbridge. The vther anent the marchinng of our armey southward.

The housse ordanes the seuerall bodies to meitt this day at 2 in the afternoone, the comittees at 5, and one Monday at 7, and the housse that day at 2 in the afternoone.

Monday, 10 Feb: Sessio 1. Pomeridiana.

The comissioners from the generall assembley does this day present a remonstrance to the housse, anent executtinng of justice one delinquents and malignants; anent a generall fast to be keipt throughe the kingdome, and anent a spidey coursse to be takin aganist the rebells; with all humiltey desyrinng the housse that they wold be pleassid to if order that this ther remonstrance may be recordit. Remitted to the consideratione of the estaits apairt.

The comittes to meitt imediatly after the housse desolues; the seuerall bodies to morrow at 7, and the housse at 9 a clocke.

Tuesday, 11 day. Sessio 1.

The desyres of the Englische commissioners read in the housse, desyrinng that such delinquents as they haue in roll of the Newcastlers, be not protect-

ed by the Scotts armey, bot that justice be done, conforme to the trettey and mutuall couenant betuix the tuo kingdomes.

The committie of dispatches anssuer to the Englische commissioners read in the housse, and remitted to the consideratione of the seuerall estaits apairt.

The housse ordaines the remonstrance of the generall assembley to be recordit in the bookes of parliament.

Letters from the comissioners at Yxbridge, of the dait 4 Feb: 1645, shouing the proceidings in the tretey, from the 30 of Januarij till that day, with the particular papers producit that passed betuix them, and the first artickles concerning our religion.

The parties followuing, viz.

James, Earle of Montrois;
Robert, Earle of Nidisdaile;
James, Earle of Airlie;
Jo: Vis: of Aboyne;
Johne, Lo: Harries;
Colonell William Steuart;
Capitane Villiam Rollocke;
Sr Philipe Nisbit;
Vill: Hay of Dalgatey;
Villiam Home, brother to Crounestaine;
Alex: Mackdonald, alias sone to Cole Kitocke;
Sr Thomas Ogiluey, Sr Dauid Ogiluey, sones to the Earle of Airly;

Alexr Ogiluey of Inerquharetey, zounger;
Patricke Grhame of Inchebrake, zounger;
Dauid Grhame of Gorthie;
Johne Steuart of Sheirglas;
Johne Steuart of Inerequhaireqrtea;
Donald Robertsone, tutor of Struane;
Donald Glas Mack-Ronald of Kippo;
Johne Mackmorane.

The housse passis, pro tempore et loco, from the present pronouncing of sentence of forfaultrey aganist Sr James Lesley, knight, and Capitane Somerwaill; as also they pas simpliciter from the said sentence aganist Capitane Charteres, in respecte he embraced the benifitt of the Earle of Calendars proclamatione and pardone, and came in in Maij 1644.

Anent the forsaid persons, the housse does, in one woyce, 2 only excepted, viz. the Earles of Southescke and Dalhousie, excussed to vott in respecte of ther particular intres, does all in one woyce find them giltey of heigh tressone, and forfaultes ther lyffes, honors, tytles, landes and gudes, and decerns the same to pertaine to the publicke, for defraying the charge of the warr; as lykwayes the saides estaites, in one woyce, ordaines the Lyone K. of Armes to delait ther armes out of hes registers and bookes of honor, to rent the same with al convenit solemity in the parliament housse and at the crosse of Edinbrughe, publickly.

Not of the noblemen present at this forfaultrey, 11 Feb:

Earle of Airthe,	Earle of Louthean,
Earle of Buchane,	Earle of Lanarke,
Earle of Eglintone,	Vis: Arbuthnot,
Earle of Glencairne,	Vis: Frendraight,
Earle of Cassiles,	Lo: Borthwicke,
Earle of Dumfermling,	Lo: Balmerinoche,
Earle of Kingorne,	Lo: Burlie,
Earle of Tullibardyne,	Lo: Coupar,
Earle of Kelley,	Lord Forrester,
Earle of Galloway,	Lord Kircubright,
Earle of Southescke,	Lord Balcarras,
Earle of Queinsberey,	Lo: Lure,
Earle of Dalhousie,	Lo: Bargeney.

As for the comissioners of the shyres and browes, werey few of them all wer absent, wich wer present since the begining of this parliament.

The comitties to meitt this day at 3 of the clocke in the afternoone, and the housse to morrow at 10.

Wedinsday, 12 Feb: Sessio 1.

This day the Marques of Argyle came to the housse, and made a full relatione of all hes proceidings since hes last going away from this.

The housse wer fully satisfied with my Lord Marques of Argyles relatione, and desyred the president, in ther names, to rander him hartly thankes for hes grate paines and trauells takin for the pub-

licke, and withall intreated to continew in so laudable a coursse of doing for the weill and peace of hes countrey.

The housse giues pouer to the committee for processes to sett doune a list of thesse that hes beine with Montrois, and dewyd them in 3 classis:— 1. Thesse that are innocent. 2. Thesse that meritts to be fynnd. 3. Thesse that deserues to be confyned. As also to call befor them all suche as are informed aganist as fauorers of Montrois, had beine with, ore are notorius malignants.

The committies to meitt this afternoone at 2, and the estaits apairt to morrow at 8 in the morning, and the housse at 10 a clocke.

Thursday, 13 Feb: Sessio 1.

A varning to all the subiects of the kingdome, drawin vpe by the commissioners of the generall assembley; presented by the commissioners this day to the housse, being read, the housse finding therin some harshe expressiones, intreatted the assembley to amend the same, after they had reuised it, and then gaue order for the printing of it.

The housse to meitt one Satterday the 15 of this instant, at 9 houres, to wich tyme the estaits in one woyce did adioyrne it, and the committees this afternoone at 2, and the morrow bothe befor and afternoone.

Saterday, 15 Feb: Sessio 1.

The president of the parl: intreatts the haill housse, that at 2 a clocke this afternoone the members of the housse wold honor the corpes of the Earle of Hadingtone, (quho deyed the 5 day of this mounthe) in conwoying them from St. Geills churche in Edinbrughe, to the abey churche of Holyrudhousse, the place of ther interment.

A bill presented to the housse by the commissioners of the shriffdomes of Louthean, Easter, Wester, and Haddingtone, complaining one ther grate burdens by the billiting of three regiments of horsse vpone them; to wich bill the housse returnes this anssuer:—That the housse was verey sensible of ther burdens, and that they wer now bussied about the remoueall of such causses of discontent, wich they wold really performe befor Wedinsday nixt.

Report made to the housse by the comittee of processes, anent the dewydinng of malignants and delinquents in classis. Remitted to the considératione of the seuerall estaits apairt.

The comittes to meitt one Monday at 8 in the morning, the seuerall bodies at 10, and the housse at 2 in the afternoone.

Monday, 17 day. Sessio 1. Pomerid:

This day the Earle of Roxbrughe came to the housse.

Acte ratifinng ane acte of the generall assembley anent the remouing the fabricke of the kirke of Kirkmabreck, in Galloway, to a more commodious place of situatione, wotted and past.

A report from the comittee of dispatches giuen to the consideratione of the housse, and remitted by it to the seuerall estats apairt, anent the settinng of ane armey of 10,000 footte and 600 horsse, in tuo regiments, to perseu the rebells and the invaders of the countrey.

The comittee for dispatches to meit this night at 4 a clocke, after the housse rysses imediatly, the seuerall bodies to morrow at 8, and the [housse] is adiorned till 2 in the afternoone.

Tuesday, 18 Feb: Sessio 1. Pomerid:

Letters of the 11 of Feb: instant, from our comissioners at Vxbridge, shouing of the slow progresse of the trettey; as also letters from them to Sr Archbald Jonston and Mr Robert Barclay wer read, shouing the particulars in the trettey, and of the litle satisfactione the King had giuen as zet in religione or aney vther poynt.

The housse giues liue to 2 ministers and a reuling elder to goe to the castle, and visit the young Laird of Drum, vpone hes auen humble petitione.

Petitione presented to the housse by James Maxswoll of Innerueicke, desyring that the housse wald recomend, by ther letters to ther commissioners at

London, the abussing of hes housse and parke of Gilford, in the countey of Surrey, by the parl: souldiours, contrair ther protectione granted to him. Granted.

The commissioners of the generall assemblie this day presented to the housse the directorie for church governement, past and allowed by the acte of the generall assemblie, humblie desireing the housse that they wold be pleased to ratifie the same, and interpone ther sivill sanction to it.

The severall bodies to meitt presentlie, and the morrow at 8, and the housse to meitt at 2 in the afternoone.

Wedinsday, 19 Feb: Sessio 1. Pomerid:

The housse giues warrand to the Generall Comisarie to allow to the half of the Marques of Argyles troupe, aither in money or in free quarters, 18sh. per diem, till they returne from Dumbarton, Ascoke Coll Kitoe and his tuo sones.

Hombie, Generall Comisar of the armie, exhibitts an abrevee of his comptes to the house, wich was red, and then remitted to the seuerall bodies. His charge did extend to 1,991,576 pounds, Scottes money.

The house giues warrand for the Erle of Loudian, the generall of the artylzerie, Hombie, Sr Patrick Hambiltone, my Ladie Arly, to haue acces to the Lord Ogelbie.

Tuo suplicationnes giuen in by Sr Wm. Dick, red, and remitted to the seuerall bodies.

The house ordaines the comittees for processes to examyne Mr Jhon Telfer.

The comittes to meitt the morrow at 7, the bodies at 10, and the house at tuo in the afternoone.

Thursday, 20 Feb: Sessio 1. Pomerid:

Act anent the tacsation for the mentinence of the arme, being drawine upe in a 11 artickles, was red, uotted and past, with the retention of sex of the hundreds of annuarents.

Act anent the lands, estates and guids of persons forfalted, in ather session of this parliament, red in the house, wotted and past.

Act ratifyeing a former act of parliament, anent the building of a new church in the laduart of the parishe of St. Androis, red, wotted and past.

Act apointing the Laird of Corsboe to be head sheriff of Aair, in respect that shyre had wanted a sheriff the 4 yeires bypast, wotted and past.

The comittes to meitt at 8, the bodies at 10, and the house at tuo in the afternoone.

Fryday, 21 Feb: Sessio 1. Pomerid:

The speker of the barrons, in name of ther bodey, intreatts the housse that the comittee for dispatches wold presently put out that armey condescendit one aganist the rebells.

The speaker of the burrowes desyres the same.

The housse appoyntes a committee of 4 of eache estait to heir the accomptes of Sr Adam Hepburne of Hombie, Generall Comissar and Thesaurer of the armey, of quhat he hes receaued in England, and of the taxt and loane.

Noblemen.	*Barrons.*
E. Tullibardyne,	La: of Caduone,
E. Southescke,	La: of Maner,
Lord Lure,	La: of Daicke,
Lord Bargeney.	La: of Voline.

Burrowes.

Sr Jo: Smyth, for Edinbrughe;
Jo: Kenedey, Prouest of Aire;
George Gardyne, for Brunt-Iyland;
Rob: Mercer, for Culrosse;

5 of this comittee to be a coram.

The comittee for processes makes this report to the housse, wich by woyces wes alloued, that they had fynned the young Laird of Fintrey in 6000 merkes Scotts, and ordaned him to find sufficient souerty for 40,000 merkes, for hes guid behauior in tyme coming.

Item, Johne Carnegey, zounger, of Balnamoone, fyned in 3000 merkes, and for hes guid behauior to find catione for 40,000 merkes; and that thir 2 fynes be payed, and cautione found befor the 1 of Marche.

Item, Johne Drumond of Baleclone to be dis-

missed, he finding cautione for hes good behauior for 6000 merkes in tyme coming.

James Muschett of the same, and Mr James Hendersone of Mackcanestone, beinng found to haue beine deceaued by the Lord Kilpont, are to be dismissed, eache of them finding catione for hes good behaiuor in tyme coming, wnder the paine of 5000 merkes.

The Laird of Incheture and Gudeman of Meginche, in the Carsse of Gourey, to be dismissed, eache of them finding cautione for 10,000 lib.

Item, Mr William Huntar of Balgaies, and Johne Huntar, hes sone, dismissed without cautione.

Grahame of Braco fyned in 2000 merkes, and to find catione for hes guid behauior for 20,000 lib.

Item, Johne Grhame of Vrchill, fyned in 1500 merkes, and to find catione, ut supra, for 20,000 merkes for hes behauior.

Item, Dauid Drumond, Master of Madertey, fyned in 2000 merkes, and to find catione for hes guid behauior for 10,000 lib.

Mr Peiter Wederburne decerned free.

Mr Johne Fletcher remitted to furder trayell, and hes depositions wer imediatly therafter read in the housse, anent Ogilueyes eschape. In thesse depositions he attached the Lordes Carnegey, St. Claire and Kircubright.

Item, That the Laird of Hempsfill and the Prouest of Dumfreis, ther process to be examined and report therof made to the housse.

The petitione exhibitt to the housse by James Maxswoll, sone to the forfalted Erle of Nidisdeall, desyring to be sett at libertie, and to have the arayrs for his mentinence payed.

The housse ordaned him to be sett at libertie, on catione for hes good behavior in tymes coming.

The housse lykuayes ordaines the fornamd persones fyned, and ordained to find caution by the comittee of process, to doe the same befor the first of March, utherwayes to enter their bodie within the toubuth of Edinbrughe, and ther first surties to stand till this be don; as also the housse aloues the comittee of process.

The housse ordaines that letters of horneing be directed, at the instance of the shyres of Angus, Fyff and Roxburgh, for payment of ther stent for mentinence of the officers of fortoune.

Act ratifyeing the directione for church goverment, in so far as the same is allowed by act of the generall assemblie, red, wotted and past.

Letters of recomendatione by the housse to ther commissioners at London, in fauors of James, Earle of Annandaill, for hes landes in Irland.

The housse, by ther letters to Sr Thomas Fairfax, recommends 2 merchants of Glasgow, quho

had certaine packes of clothe takin from them, with moneyes, and themselues keipt vpe as prissoners, by some of hes wnder officers.

The seuerall bodies to meitt to morrow at 7, and the housse at 9.

Saterday, 22 Feb: Sessio 1. Antemerid:

The housse ordaines 1 of eache estaitt to consider Mr James Baird hes seruices in the northe, and to giue ther opinion quhat reuard he deserues for hes charges and losses; and withall the housse approues hes good seruice.

The housse ordaines the Lyone to seitt all the members of the parliament to be present in the housse one Tuesday at 9 houres, that according to the sentence of the housse the armes of the forfaulted persons may be riuen.

The housse ordaines all the comittees to meitt one Monday at 8, and the parliament at 3 in the afternoone.

Monday, 24 Feb: Sessio 1. Pomerid:

A petitione exhibit to the housse by the shyre of Midle Louthean, for the remoueall of a regiment of horsse quartered one them.

The housse recommends this petitione to the seuerall estaits, and that they first of all take this bussines in hand and dispatche it.

The comittees to meitt at 8, and the housse at 10 to morrow.

Tuesday, 25 Feb.: Sessio 1. Antemerid:

The armes of 21 forfaulted persons, solemly rent in parliament, conforme to ther sentence, in presence of the 3 estaits; and of the nobility ther wer present—

Marq: Argyle,	E. Southescke,
E. Glencairne,	E. Lanrick,
E. Eglintone,	L. Balmerinoche,
E. Cassiles,	L. Burlie,
E. Perth,	L. Coupar,
E. Dumfermling,	L. Balcarras,
E. Kingorne,	L. Forrester,
E. Tullybardyne,	L. Lure,
E. Gallouay.	L. Bargeney.

The housse, by ther sentence, findes Robert, Earle of Carnwathe, giltey of tressone, and ordaines him to be hanged, quartered and drauen, and quhosoeuer shall kill him declaries him to haue done good seruice to hes countrey; bot withall for hes sones merit and affectione to hes natiue countrey, does transfer the estait and honor of Earle of Carnwathe one him, he paying a fyne of a 100,000 merkes Scotts, the one halffe therof befor Saterday at night nixt, and the wther halffe 8 dayes therafter.

The housse to meitt at 2 in the afternoone.

Sessio 2da. Huius diej. Pomerid:

The housse appoyntes a comittee of 2 of eache estait, togider with the procurators of the estait, to

draw the forme of the sentence to be pronounced aganist George, Marques of Huntley.

Comissione granted by the housse to a number of persons for prowidinng the armey and other publicke bussines in the shriffdomes of Elgyne, Forres and Innernesse, &c.

The housss appoynts a comittee of 2 of eache estait to consider the roll sent be James Grhame, some tyme E. of Montrois, of the prissoners he offers to be exchanged.

The comittees to meitt this night at 5, the bodies to morrow at 8, and the housse at 10.

Wedinsday, 26 Feb: Sessio 1. Antemerid:

A petitione exhibit to the housse by the gentrey, comons of East Lothian shyre, for a remoueall of a regiment of horsse quartered one them, wtherwayes that the housse wald be pleassid for ther oppressione to licentiat them to expell them by force.

The housse hes takin order this day for the remoueall of that regiment, and hes wrettin to the officers of that regiment to come and receaue ther pay, and orders for marching towards England.

Petitione of the shyres of Murray, Sutherland and Innernesse, exhibit to the housse for ayde aganist the publicke enimey, read and remitted to the comittee for dispatches.

Tua letters from the Prince of Orange, directed to the estaits of the parl: of Scotland, of the dait the

12 of Februarij instant, 1645, shouing that he had receaued 2 letters from them, one of the dait 9 of Sept: and the other the 9 of Nov: 1644, in fauors of Thomas Cunnghame, recomendit to him to be conseruator and comissioner for the Scotts natione in the estaits of Hollands dominions. To the 1 he anssuers, that it was in the pouer of the generall estaits to admitt publick officers, and if they wold doe it, he should conforme himselue and complay with ther decree; to the 2d letter he anssuered, that for the expelling of Sr Patricke Drumond, the former conseruator, he could not doe it, in respecte he had hes office wnder the King of Grate Brittans seall, and wnles he did recall that gift, he could not obey them.

The comittees to meitt this afternoone, the bodies to morrow at 8, and the housse at 10 in the fornoone.

Thursday, 27 Feb: Sessio 1.

The acte of mantinence of the armey, read, wotted and past.

The conclusions of the comittee of dispatches for reicking out of the armey, establishing of Ballie, Leiuetenant Generall of the same, and Colonell Horrey, Generall Maior of the same, approuen by the housse.

The comittes to meitt this day in the afternoone,

and the bodies to meitt to morrow at 8 in the morning.

Fryday, 28 Feb: Sessio 1.

A report from the committee of processes read in the housse, and remitted to the seuerall bodies.

Quertoures for the East India trade, read in the housse.

The housse appoyntes the comittee for dispatches, to meitt this [day] at 3 in the afternoone. The bodies to morrow at 8 in the morning, and the housse at 10.

Saterday, first of Marche. Sessio 1.

The committee of proces makes ther report anent the Earle of Hartefell, showing that he desyres to be hard befor a committe of 2 of eache estait, wich the housse condescends too.

The housse inhibitts aney of the members of parl: to remoue out of toune this day.

The Lairds of Braco and Vrquill, Grhames, remitted by the comittee to the consideratione of the parliament, in respecte the committee wold not giue the oppinione, in that they had wiolat the faith giuen. The housse does again remitt them to the committee.

The Ogilueyes ordained to be sett at libertie, eache of them finding souerty for ther behauior, and compirance for a 1000 lib a pice.

The housse remitts Mr Jo: Corser of Drumfreis

backe againe to the committe of proces to be furder trayed.

Jo: Ogiluey of Shilhill, ordanid this day to find catione for 1000 merkes for hes guide behauior in tyme coming.

The housse approues the report of the committee of proces, anent the Laird of Emsfeild and Roger Carleill, and ordannes them to be sett at libertey vpone sufficient cautione.

Earle of Traquair fyned this day by the parliament in the soume of 40,000 merkes Scotts, and ordanes him to be confyned within hes auen lands; and all the former actes of parliament made aganist him in Aº 1641, to stand still in force and vigor.

The said Earle by hes bill, offers the forsaid soume and fyne, with present payment of the same, as also to confyne himselue within the shriffdomes of Roxbrughe, Twedale and Peibles, to satisfie the kirke, and to cleire the soume auen to Carnwathe.

Acte anent the seall and pryce of forfaulted lands, read, wotted and past.

The housse grants to the Laird of Achinbrecke, Campbell, quho had hes father killed in the estaits seruice, and hes quoll lands vasted, a 1000 merkes for the supplie of hes present necessity.

The report of the committee of dispatches read in the housse this day, viz. 14 companies of foote [to] be brought from Irland.

Item. That 1500 trained men be brought from England.

Item. That the Laird of Garthland be sent with instructions to Generall Maior Munro to Irland.

Ratificatione of Dauid Lesleys patent to be Leiuetenant Generall of the horsse in England.

All this report approuen by the housse.

Monday, 3d Marche. Sessio 1.

A report from the auditors of the Tresaurer of the armeyes compts read in the housse, and 8 querees by them proposed to the housse, wer this day againe remitted backe to them.

The housse approues the report of that comittee for heiring the generall Comissaries compts, and remitts quhat is not comptit for, or quhat he may be charged with to the forsaid comittee. And lykwayes recommends to them the forme and maner of regulatinng the recepts of moneyes in tyme coming, and they to report to the housse.

Acte exeiming the labourers and workemen of manufactories and cloth workes from all quartering of shouldiours, read, wotted and past.

The [housse] hauing takin to ther consideratione this day the report of that committee ordained to heire the Earle of Hartfell, fynes him in the soume of 10,000 merkes, to be presently payed, and he therafter and hes sone to be sett at libertey, they finding guid and sufficient souerty for ther behauior in

tymes to come, wnder the paine of 100,000 lib. Scotts.

The housse alloues the Earle of Traquaire to come to Edinbrughe for 3 dayes, to cleire that debte alledget auen by him to the Earle of Carnwathe.

The housse approues that acte of counsaill, for taking of Cole Kitocke and hes tuo sonnes, and keipinng of them in prissone, with the monthly allowance of 40 merkes Scotts for ther mantinence, and that of ther 5 keipers.

The Marques of Argyle, by hes bill exhibit to the housse this day, quyttes hes intrest of that assignatione made to him formerly by the housse of lent monayes in the north, and fynes, and craues satisfactione otherwayes, as the housse shall thinke most fitt. As also that the housse wold be pleassed to appoynt a comittee to cognosce hes losses, and the losses of the countries of Argyle, Cowall, Kyntyre [and] Lorne, vasted by the rebells.

The comittees to meitt one Tuesday both befor and afternoone, and the housse adiorned till Vedinsday.

Wedinsday, 5 Marche. *Sessio I.*

The housse ordaines the relicte of Mr Jo: Home, minister, killed at Newcastle, to haue, in considera-tione of her husbands arreirs, and for the support of herselue and her chyld, 2000 merkes to hir in lyfferent, and to the chyld in fee.

The report of the comittee of processes, anent James, Lord Ogiluey, quho alledges that he is a prissoner of warre, and not a priuat prissoner, and was takin one quarters; this was proposed in a quere by the said committee to the housse. This quere remitted to the consideratione of the seuerall estaits appairt.

Tuo of eache estait appoynted to speake with the Earle of Traquaire, anent the moneyes auen by him to the Earle of Carnwathe.

A letter from the Scotts commissioners at London to the parl: of the dait 25 Feb: shewing that the trettey betuix the King and parliament did brecke offe one Saterday last.

The housse ordanes the committee of dispatches to meitt presently, and to morrow at 7 in the morning, and the housse this day at 3 in the afternoone.

Sessio 2da. Huius diej.

Acte anent the putting of the countrey in a posture of warre, read, wotted and past.

Report of the comittee of moneyes anent the regulating of ther receipts, read and anssuered.

Artickells to be exped in parliament, quhilks wer exhibit by the comitte for dispatches, read and aggreid too.

Commissione to Sr James Lumsden to be gouernour of Neucastle, read and passed.

Report of that comittee anent the examining of

the Earle of Traquare, anent Carnwaths monayes, remitted to the seuerall bodeyes.

The housse to meitt to morrow at 2 in the afternoone, and the bodies befor noone.

Thursday, 6 Marche. Sessio 1.

The propositions anent the East India trade and sitting, remitted by the housse to the comittee of estaits, with pouer to the said comittee of estaits to naturalize them as if the parliament wer sittinng.

The housse to meitt to morrow at 8 in the morning.

Saterday, 8 Marche. Sessio 1.

The housse this day ifs ther anssuer to the commissioners of the generall assembley, anent ther remonstrance exhibit to the parliament some few dayes past, anent justice to be execute one malefactors, delinquents and malignants.

The comissione giuen by the parliament to the grand comittee of estaits during the interwalle, read, wotted and past, with pouer to themselues, so maney for eache monthe as bussines shall requyre. This comissione to indure till the nixt parl:

The comissione for borrouing of moneyes, read, wotted and past; the coram to be 5, one of eache estait.

The committee that was ordained to speake with Sr William Dicke, anent the payment of 850 thousand merkes restinng him by the publicke, makes

ther report: Imprimis, That the parl: does assinnge him 40,000 lib. starling, auen of the brotherly assistance by the parl: of England, and that the housse wreatt to ther commissioners to deall effectually with them for that effecte.

The parl: ordanes, lykwayes, the said Sr William Dick to haue reall executione vpone hes bond of 200,000 merkes, and it to be proportionably layed one, conforme to the order to be sett doune by the committee of moneyes.

Also they giue him the exeisse of Orknay and Zetland, and also of the tobacco.

Foure of eache estait nominat to be one the committee for moneyes, wotted and past, viz.

Nobility.	*Barrons.*
Argyle,	Sr Micheil Balfour of Denmill,
Cassiles,	Sr Will: Cochrane of Coudone,
Balmerinoche,	Mr Francis Hay of Balhoussie,
Burlie.	Jo: Dundas of Maner.

Burrowes

Sr Jo: Smythe for Edinbrughe;
George Garden for Brunt-Iland;
Jo: Kennedy for Aire;
Will: Glendining for Kircubright.

Acte of forfaultrey of George, Marques of Huntley, and George, Lord Gordone, hes sone, wotted and past.

Acte remitting the processe of forfaultrey aganist

Johne, Earle of Traquaire, one certaine conditiones, restrictions and limitations therin expressed, wotted and past.

95 remitts to the comittie of estaits.

Acte anent defeasance for the brunt and wasted lands, read, wotted and past.

Acte saluo jure cuiuslibet, read and past.

Acte of continuatione of the parliament to the 2d Tuesday of Julay nixt, in this instant zeire, 1645; and the estaitts declars be the said acte, this present parliament current to the day forsaid.

Sessio 3. Primi Trienalis Parliamenti, inchoatis et tentis apud Streueling 8 die Julij 1645.

Tuesday, Sessio 1. Noblemen present this 1 day, and wich came within a day or tuo, wer,

Marq: Argyle;
Earles of Mar,
Buchane,
Glencairne,
Cassiles,
Earles of Kingorne,
Tullibardyne,
Lauderdaill;
Viscounts of Didope,
Arbuthnot;

Craufurd and Lindesay, president of the parl:
E. Marischall,
E. Lanrick, Secretarey;

Lordes Zester,	Lordes Frasser,
Elphingston,	Balcarras,
Burlie,	Bargeney.
Forrester,	

Acte anent the raissing of horsse and footte, ordaning ther randewous to be at Perth, the 24 day of Julay instant, with letters ordaned to be sent from the parl: to the noblemen and squires, and to ther seuerall comittees; wich letters the housse ordaines the president of the parl: to subscriue in ther names.

Wednisday, 9 Julij. Sessio vnica. Pomerid:

The housse mett this day at 2 in the afternoone in the grate hall of Streueling, wich fittingly ordred for them, wich cloth of stait, and the croune, suord and scepter, war brought by the Thesaurer deput from Edinbrugh castle.

This day Leiuetenant Generall Balzie, after a shorte speiche, did make a particular relatione of his imployment and carriage in hes seruice; and withall did exhibit a petitione to the housse, desyring to [be] liberat and freed of some aspertions layed one him by diuers, humbley beseiching the housse to put him to a trayell, wich being read,

The housse ordaines him to giue in to the seue-

rall bodies of the estaits, a particular relatione of hes carriage in vreatt, wich being considered, the housse fand that he had carried himselue as a gallant commander, and did approue of hes seruice.

The comittee to meitt to morrow at 7 in the morning, and the housse at 10 befor noone.

Thursday, 10 Julij. Sessio vnica. Pomerid:

The housse renewes Leiuetenant General Balzies commissione to him, and ordaines him, with all possible diligence, to repaire to hes charge to the armey.

The housse electes a neu comittee to goe to Perth with the Leiuetenant Generall, to attend the armey, viz. sex of each estait.

Nob:	*Barrons.*
Marq: Argyle,	Scotscraige, Fyffe;
E. Tullibardyne,	Bussie and Bachltone, } Perth;
E. Kingorne,	
Vis: Arbuthnot,	Liberton, Mid Louthean;
L. Burlie,	Glenegges,
L. Frasser.	Ardrosse.

Burrowes.

Perth, Rob. Arnot;
Dundie, the clerck, Mr Alex: Vederburne;
St. Andrewes, Ja: Robertsone;
Montrosse,

Aberdeine, Patrick Lesley;

Brunt-Iyland, George Gardyne.

The housse, by ther acte, ordaines the comittees of moneyes, and commissione for the exchequer to stand in force and vigor till the nixt sessione of parl: to be holdin at Perth.

Sr James Hacketts regiment of horsse, are by the housse ordained to be broken, and addit as a recreut to the Lord Balcarras regiment.

The housse, by ther acte, ordaines the Lord Balcarras good seruice to hes countrey to be recordit in the bookes of parl: to posterity, and a letter of thankes to be wrettin from the housse to him, for hes worthey carriage and good seruice.

The housse declaires, that they ar werey sensible of my Lord Marq: of Argyles entres and losses, and will see that the same be recompensed in dew tyme; and withall comands him to leiue the caire of hes auen countrey, and to goe presently to Perth to attend the publick seruice.

The estaits takes the E. Marishall, Viscount Arbuthnot, Lord Frasser, Lairds of Boyne and vthers specified in the seuerall actes, into ther protectione, and will haue a caire of ther losses.

The housse grants the lyke acte to the toune of Dundie.

Acte of restraint, that no seafarring man or other transport themselues out of the kingdome, without a

pass from the comittee of estaits, or magistrat of the brughe quher he duells, wnder the paine of confiscatione of all ther moueable goodes, and imprissonment of ther persons.

The housse, by acte, ordanes 150 pickes, 150 musketts, with competent proportions of pouder, matche and ball to be sent to Innernesse, with letters to the Earle of Seaforte, to causse put out the 4 and 8 men out of thesse shyres.

The housse giues pouer to the comittee to send the E. of Seafort a list of such heighland men, as he may giue pardon too, after he hes trayed ther behauior and affection to the countrey.

The housse recomendes to the especiall caire of the committee with the armey, to adwysse with the comissaries, anent the sendinng of some proportionate meassure of corne and meall to Innernesse.

The housse recommendes to the comittee of estaits, the giuing of S^r^ James Frasser satisfactione for the wictuall he furnished to Innernesse, and that he and S^r^ Jhone Mackenzie be wrettin for to repaire to that countrey with all diligence.

The housse recommendes to the comittee of estates, the drawing of the regiments in Innernesse south, and wthers to be sent ther in place of them; this lykewayes the housse recomendes to the Leiuetenant Generall caire.

The housse recomendes to the comissioners of the

generall assembley, the indictione of a fast to be keipt at Perth, or with the armey, 26 Julay, beinng Saterday.

The comittee to meitt at the disoluing of the housse, and the housse to morrow at 6 a clocke in the morning.

Fryday, 11 Julay. Sessio vnica. Antemerid.

The comittee this morning makes ther report to the housse, that they thought it werey expedient that 3 demey cannon be transported from Glasgow to Burrowstones, ore a some more convenient plasse one [the] Forth, and ther shipped, to be transported quher the comittee shall ordaine.

Lykwayes, that the Marques of Argyle causse transport, from Dumbartane castell, a sufficient nomber of 24 lib. ball to the places forsaid. Also that Mr Robert Meldrum be sent by the housse to Carleill, and from thence to the Generall, to represent to him the estait of affairs heir, and to bring home some troupes of horsses; and the comittee of estaits is ordaind by the housse to giue him his instructions.

Acte of prorogatione of the parliament, till the 24 day of Julay instant, to meitt at Perth; and in the meane tyme ordaines the parliament to be current till then, and all the actes made in this 3d sessione at Streuling to stand as lawes, and to haue full strenthe in all tyme coming; and ordaines the haill noblemen, commissioners of shyres and burrowes to meitt at Perth the day forsaid.

Sessio 4. Primi Triennalis Parliamenti, tentum apud Perth et inchoat 24 Julij, 1645.

Litle thing was done, bot arrayinng and musteringe of men and horsse, till the Vedinsday, the 30 of Julay, one wich day the fast beinng endit, ther mett of the nobilitie in the parl: housse, thesse to make the first session.

E. of Loudon, Lord Chanceler,
E. Craufurd and Lindesay, L. President of the parl:

Mar: Argyle,	E. Balcleuche,
E. Buchan,	E. Lauderdaill,
E. Glencairne,	E. Galloway,
E. Eglintone,	E. Wymees,
E. Cassiles,	E. Dalhousie,
E. Kingorne,	E. Finlater,
E. Tullibardin,	E. Hartefell,
E. Home,	E. Carnwathe;
E. Perth,	Vis. Arbuthnot,
E. Roxbrughe,	Vis. Didope;

Lordes—

Zester,	Forrester,
Elphingstone,	Kireubright,
Borthwick,	Lure,
Cardrosse,	Frasser,
Burlie,	Balcarras.

E. Marishall sate in hes auen place, as E. Marishall of Scotland.

Sessio vnica. Thursday, 31 Julay.

The Earle of Carnwathe and Lord Cardrosse did solemly sueare and subscriue the othe of parl: and the couenant.

The housse ordaines the Mistres of Naper and the Lord Napeirs daughter to be enlarged from prissone out of Edinbrughe castle; the Lord Erskyne oblidginng himselue and hes father, the Earle of Mar, for ther good carriage and modest behavior in tyme coming, as also for ther compeirance quhensoeuer the parl: shall call them.

The housse releassis the Lord Naper from hes imprissonment in Edinbrughe castell, and confynes him to the toune of Haddingtone, or hes auen housse of Merchistone, he actinng himselue for hes compirance quhen he shall be called, wnder the paine of 10,000 merkes.

Three petitions to the housse, one from the toune of Edinbrughe, anent the prissoners ther; 2d. from the toune of Leith, anent 500 bols of meall to ther poore, in the tyme of a fearfull plauge, out of the publicke magazine; 3d. from the toune of Dumbar, anent the inhibitting of the fishing of harinngs ther, in respecte of the plauges spreding abroad. All remitted to a comitte of 2 of eache estait, wich wer,

Nob:	*Gent*:	*Bur*:
Burlie,	Halcartone,	St. Andrewes,
Elphingstone.	Bischoptone.	Linlithgow.

The Lord Chanceler makes hes report to the housse, (beinng presid: of the comittee for the armey) that since the report of the shyres anent the satling of the armey, and commanders therof, was not come in to that comitte, that the housse wold be pleassed to re-assume it againe to themselues, or wtherwayes putt it againe to the comittee, that a full report may be made to morrow.

The commissioners of the generall assembley presents to the housse this day a varning anent the rainging sins of the land, wich prowoked Gods judgments aganist it, and the remedies of them, wich was read publickly; and the president, in name of the parl: gaue the comissioners maney thankes, and told them that the housse wold take it to ther serious consideratione, and intreatts them to giue eache estait a copey of the same.

The housse ordanes the grand comittee to meitt this day, imediatly after the dissoluing of the parl: and to morrow at 9 in the morning, and the parl: at 2 in the afternoone.

Fryday, 1 Augusti. Sessio vnica. Pomerid:

The Lord Chanceler, this day, from the grand comittee, makes a report to the housse of ther proceidure, and quhat they had done. That they had

concludit one 3 mounthes mantinence more for the armey, vich was till the 1 day of Nov: and that the shyres doe presently aduance now three mounthes; and that Generall Maior Monro be presently sent for wnto Irland, to be Generall of thir forces, and that he repaire heir with all speed, and bring a 1000 musqueteirs with him; and that Sr William Cochrane be sent to Irland for him; as also that Arthur Erskyne of Scottscraige be sent to England, with letters from the housse for Generall Maior Mideltone, that he come heir befor the 1 of September nixt, and bring with him 200 horsse.

The housse ordanes thesse men wich were brought vpe to recrute the regiments, accordinng to the committees orders, to be deliuered to ther commanders.

The housse ordaines the committee for prouisions to giue warrand to the comissaries for proweant to the seuerall regiments, and that the president of the said comittee doe seinge warrant for the same.

The E. of Dalhousie humbley petitions the housse, that they wold giue command [to] the Lord Thesaurer to deliuer him his signature of the west myle of Kircaldey, alredey componed, bot by the comittee of estaits stopped at my Lord Dumfermlings instance, by ressone of hes absence and imployment in the seruice of the stait.

The housse remitts this petitione to the exchequer, to doe therin as they will be anssuerable.

The Laird of Brodies bill, and some other of the same nature, remitted to the committee of bills.

The housse ordaines two of eache estait to consider of the anssuer to be giuen to the letters from the parliament of England, and from our auen commissioners ther, and to take order anent the commissioners of the parliament of England, wich are one ther jorney thither.

The comittee and seuerall bodies to meitt presently, and the housse to morrow at 9 in the morning.

Saterday, 2 Augusti. Sessio vnica.

The housse ordaines the 4t pairt of eache mans estait and rent, without deductione, to be leuied, both of moneyes and casuall rent, that hes not come to the randewowze; as also al thesse that hes gone away without the estaits passe to be in lyke caisse, and the said fyne to be applayed for the wsse of the outputting of the present leuey of horses in eache shyre, and the prowyding of magazins of armes; and that the comittees of varr of each shyre be oblidged to giue a compt to the estaits, that this be punctually performed, eximing aged and minors, prowydinng they send out others for them.

The housse ordanes a comittee of 4 of eache estaite, to tray the deficients of former leuies.

The housse ordanes a 1000 horsse, that are sufficient, to be presently put out to prosequte the rebells,

with 40 dayes prouisione to each troupe, wich shall [be] commpted vpe to him in hes pay.

The housse ordanes 500 bols of meall to be giuen out of the publicke magazin for releiffe of the poore of Leith, wich are sorely wisitt with the pestilence, wntill a contributione be collected to the same, and that they haue a contributione out of suche shyres they best pleis.

The housse ordanes the comittee to meitt afternoone; and at 5 of the clocke the horsse to meitt in the northe and southe Inches, and ther to be deliuered to ther commanders.

The housse to meitt one Monday at 9, and the comittees and seuerall bodies that same day at 7 in the morning.

The housse ordanes that to morrou, after the afternoone sermon, the estaits to meitt with commissioners of the generall assembley, to adwuisse anent the varning giuen in by them to the estaits of parliament.

Sunday, 3d of Agust. Sunday, Master Dauid Dicke preached to the estaits in the parliament housse; hes text was in Esaias, 42 cap. and 24, 25 vers. Afternoone to the estaits preached Mr Mungo Law, hes text was, Ezra, cap. 10. vers 2, 3.

Monday, 4 Augusti. Sessio 1. Antemerid:

Johne Oliphant of Bachiltone, this day, did exhibit

a petitione to the housse for the losses sustained by him in the parl: horsses destroying of hes cornes.

The lyke petitions wer exhibit to the housse by Sr Johne Moncreiffe of the same, knight and baronett; Sr James Oliphant of Neuton, and Mr Dauid Moncreiffe of Cragey, for the same purpois, for wich ther was a comittee of 3 of eache estait appoynted by the housse, to cognosce of ther particular losses, and to report.

Nob:	*Gent:*	*Bur:*
E. Perth,	Denmill,	Couper,
E. Tullibardin,	Gleneggies,	Perth,
L. Burlie.	Bromehill.	St. Andrewes.

A draught of a letter read in the housse to the Englische commissioners, desyring them to stay at Beruick till they did heir from the parl: in respecte of the raginng plauge of pestilence in Edinbrughe, and diuers places alsquher in the countrey, and the present adiorning of the parliament.

This day the Earles of Annandaill and Queinsburrey cam to the housse.

A grate bussines in the housse this day anent L. Generall Balzies exoneratione, vich was weaued offe, in respecte he was alredey exonered at the last sessione of parliament in Streueling, and now againe the housse did ratifie the same with thankes.

The housse ordanes, since that it pleassed God to

call the Laird of Craigies of the pest: quho was lodged in the shriffe clercks housse, Mr Patricke Maxswoll, that thesse that are within the said housse shall interre him in a remott place of the ordinarey buriall place of the toune.

The committee to meitt this day at tuo in the afternoone, and the seuerall estaits apairt at seme tyme; and to morrow the housse at 9, and that they brackfast befor they come to the housse, to the end they may closse bussines befor ther deperture thence; as also that the comittee doe not medle with aney priuat bussines quhatsomeuer, till the publicke be first endit.

Tuesday, 5 Augusti. *Sessio vnica. Pomerid:*

A grate contest in the hous this day betuix the burrowes and the wther tuo estaits, anent the second pairt of the acte of mantinence of the armey, and they protestit that they had disassented from the rest of the housse; bot after better adwysment passed from ther protestatione.

Mr George Winram of Libertone accussed the commissioner of Aberdein, Patrick Lesley, as one vnvortey to sitt in parliament, beinng, as he auerred, a malignant, and one that had drunken Montrois health. One wich accusatione the housse did appoynt a comittee of 3 of eache estait, to tray this challenge, and they bothe called to sitt in the housse till matters ver trayed.

The housse ordaines the Earles of Home, Roxbrugh and Buckcleuche, with the gentlemen of the shriffdomes of Roxbrughe and Jedbrughe, to stay in toune (by woyces) till they putt out ther proportione of the lewies.

The housse ordaines Nidisdaille and Annandaill to doe the lyke.

The housse after much debait, by woyces, does ordaine that the managing of the varre shall be performed by the commander in cheiffe, as he will be anssuerable to the parliament or ther comittee.

Acte wotted and past, ordaning al the commanders of the armey to receid at ther charge, wnles the parliament doe call them to some other imployment, or they haue a forlooffe from the commander in cheiffe, with certificatione, if that the doe wtherwayes, the losse ther places; the estaits reseruing to themselues the choysse and electinng of colonells and rutemasters, wich are not wnder regiments alredey.

The housse continews the commissions for the exchequer, excisse, borrouing of moneyes, and the committee of estaits, disclaming the diuisione of the said comittee, and thir comissions to byde in full force and strenthe till the nixt sessione of parl: 26 day of Nov:

The housse bestowes the Earle of Glencairns regi-

ment one hes brother, Colonell Robert Cunninghame.

The Lord Chancelers ouertours read in the housse, anent the maner and place of tretting with the Englisch commissioners; the anssuer to the Englische parliaments letters; as also anent the Marques of Argyles vpe goinng to the armey in England, &c. all remitted to the consideratione of the seuerall estaits apairt.

Sessio 5. Primi Triennalis Parliamenti, tent: et inchoat: apud St. Andream, 26 die Mensis Nouembris, Anno Salutis Humanæ, 1645.

Vedinsday, 26 Nouembris. Sessio vnica. Pomerid:

Mr Robert Blair, minister of St. Andrews, did preache to the estaits of parliament; hes text wes the quholl ci. psalme.

Of the nobilitey present this day wer:—

Archbald, Marques of Argyle;

Johne, Earle of Craufurd and Lindesay, President of the Parl:

Gilbert, E. of Erole, Grate Constable;

Johne, Earle of Mar; James, Earle of Finlater;
James, Earle of Buchane; Villiam, Earle of Lanricke;
Johne, Earle of Cassiles; James, Earle of Calender;
Johne, Earle of Perth; Johne, Lord Zester;
Robert, Earle of Hadingtone; Lord Cardrosse;
Johne, Earle of Wymes; Robert, Lord Burlie.
Alexr: Earle of Dalhousie;

A roll of the comissioners of shyres present for the barrons at this session of parliament.

Louthean,	Sr Archbald Jhonstone of Varreston;
	Sr James Fouills of Colingtone.
Fyffe,	Sr Johne Wymees of Bogie;
	Dauid Bettone of Creighe.
Linlithgow,	Laird of Maner;
	Laird of Boghall.
Lanrick,	Laird of Lamingtone;
	Laird of Lie.
Drumfreis,	La: Lage;
	La: of Apilgirthe.
Streueling,	La: Buchanan;
	La: Polmais.
Hadington,	Sr Jo: Hamilton of Beill;
	La: of Clarkingtone.
Beruick,	La: Wederburne;
	La: of Tostis.
Clackmanan,	La: of Sauchie.

Peibles,	Mr Jo: Hay of Hayestone.
Bute,	- - - - - - -
Aire,	La: Cesnock;
	La: Caudoune,
Kincardine,	La: Hallartone;
	La: Balmaine.
Roxbrughe,	La: Cauers;
	La: of Stobis.
Perth,	La: Friland;
	La: of Aldey.
Vigtone,	La: of Garthland.
Aberdeine,	La: of Cragewarre;
	La: of Eighte.
Renfrew,	La: Houstone;
	La: Caldwell.
Forfar,	La: Brigtone;
	La: of Teleinge.
Dumbartane,	La: Foulwood;
	La: Balwie.
Selkirke,	L: of Harden.
	L: of Whittseed.
Bamffe,	Laird of Boyne.
Argyle	L. Glenvrquhy, zounger.
Cathnes,	- - - - -
Innernesse,	- - - - -
Orknay,	- - - - -

A roll of the commissioners of burrowes present at this session of parliament.

Edinbrughe,	Sr Jo: Smythe;
	Rob: Mackeane.
Dundie,	Mr Alex: Wedderburne.
Aberdeine,	Mr Tho: Gray, Prouest.
Linlithgow,	George Bell, Prouest.
St. Andrews,	Jo: Lepper, Prouest.
Coupar,	Geo: Jamesone, Prouest.
Glasgow,	Gabriell Cunighame.
Aire,	Jo: Kennedey.
Dysert,	Dauid Symsone.
Kircaldey,	Rob: Whyte.
Montrois,	James Pedie.
Anstruther,	Dauid Alexander.
Brunt-Iyland,	Geo: Gardyne.
Kingorne,	Mr Rob: Cuninghame.
Iruinng,	Mr Rob: Barclay.
Jedbrugh,	Mr Johne Broune.
Pitinweyme,	Vill: Vatsone.
Anstruther Vester,	Norman Fairfull.
Brechin,	Vill: Lyone.
Dumbartane,	Mr Ja: Campbell, Prouest.
Renfrew,	Jo: Sprewell.
Aberbrothe,	Jo: Ochterlaunie.
Kircubright,	William Glendininge.
Streuelinge,	Thomas Bruce.

After the calling of the rolls, the Lord, Earle of Callender, protestit, and tooke instruments in the Clerck of Registers handes, that the calling of the

Earle of Leuin befor him should not preiudge him of hes place of precedencey, conforme to hes patent.

Mr Innes Baird, procurator for the Earle of Leuin, protestit in the contrair.

Sr Johne Wymees of Bogie, and Dauid Betton of Creighe, protestit, they beinng comissioners for the shyre of Fyffe, that the calling of the comissioners of Louthian shyre should not preiudge ther place of precedencey in parl:

Sr Archbald Jhonstone of Varrestone, and Sr James Fowills of Collingtone, protested in the contrair, as commissioners of Mid Louthean.

Sr Archbald Jhonston had a longe harrang to the housse, intreatting them to vnitie amongest themselues, to lay all priuat respects and interests assyde, and to doe justice one delinquents and malignants, shouing that ther dalienng formerly had prouoked Gods tuo grate seriants aganist them, the suord and plauge of pestilence, quho had ploughed vpe the land with deipe furrowes; he shew that the massacker of Kilsythe wes neuer to be forgotten, and that God, quho was the just judge of the world, wold not bot judge righteously, and keipe in rememberance that sea of innocent blood wich lay befor hes throne, craying for a vengeance one thesse blood thristey rebells, the butchers of so maney innocent soules; he shew, lykwayes, that the tymes requyred a more narrow and sharpe looking wnto then former-

ly, in respecte that the housse of parl: wes become at this present lyke to Noas arke, which had in it both foull and cleine creteurs, and therfor he besought the estaits ther now conveined, by Gods especiall permissione and appoyntment, befor that they went about the constitutione of that heighe courte of parliament, that they wold make ane serious searche and enquirey after suche as wer eares and eyes to the enimies of the comonwealthe, and did sit ther as if ther wer nothing to say to them; and, therfor, he humbley desyred that the housse might be adiorned till to morrow at 2 in the afternoone, and that the seuerall estaits might consider quhat corrupted members wer amongest them, quho had complayed with the publicke enimey of the stait, ather by themselues, or by ther agents or frindes.

After this speiche was endit, it wes debaitit a quhyle in the housse, anent the maner of procedure and forme of trayell of thesse that had aney complayence with the enimey, and how they should be remoued out of the housse. At last it was concludit, that the estaits should take it to ther consideratione apairt, imediatley after the housse was desolued, and that they should meitt to morrou at 9 a clocke in the morning, and adwysse one the same, and that the housse should meitt at 2 in the afternoone, without furder.

Thursday, 27 Nov: Sessio 1. Pomerid:

Ther came to the housse this day of the nobilitie, the Earles of Dumfermling, Tullibardin, Kelley and Louthean; the Viscounts of Arbuthnot and Frendright; also the Lord Coupar: the E. Marishall cam to the housse this day lykwayes.

This day the housse adiorned till to morrow at 9 in the morning, and in the meane tyme the seuerall bodies of the estaits till then to thinke vpone thesse of ther nomber quho hes had aney compliance ore dealling with the enimey, and to heir them befor ther auen bodey quhat they can say for themselues.

Fryday, 28 Nov: Sessio 1. Antemerid:

The housse this day, befor they could choysse aney committies, did adiorne the parl: till tuo in the afternoone, in respecte that the members contrawerted, wich had aney compliance with the enimey, might be cleired, befor they went to aney bussines or acte of moment or weight; and in the meane tyme the seuerall estaits to meitt apairt.

Sessio 2da. Pomerid:

The housse appoynts 4 of eache estait to meitt imediatley after the parliament shal desolue, and conferre anent the remoueall of thesse from the housse that hes had compliance or dealling with the enimey, viz.

Nob:	*Gent*:
Marq: Argyle,	La: of Friland,
Earle of Craufurd,	La: of Lie,
Earle of Louthean,	La: of Maner,
Earle of Cassiles.	La: of Varrestone.

Burrowes.

Dundie, Mr Alex: Vederburne;
Kingorne, Mr Ro: Cunighame;
Iruing, Mr Ro: Barclay;
Brunt-Iyland, Geo: Gardyne.

The estaits adiornes the housse till to morrow at 9 in the morning, and the 4 of eache estait to meitt presentley, and report to the seuerall bodies to morrow at 8, befor the parliament meitt.

Saterday, 29 Nov: Sessio.

The Earles of Glencairne, Kingorne, Carnwathe, and Lord Balcarras, came to the housse this day.

After the othe of parliament was read, all thesse of the nobility present, and commissioners of shyres and burrowes, did sueare and subscriue the same, quho had not formerlie done it.

The housse appoynts 1 of eache estait to heir the prouest of St. Andrewes and Jedbrughe, anent ther carriage after Kilsythe batell; and James Wood, the balzie of St. Andrewes, to be examined on that poynt, that he desyred the prouest to oppose the enimey befor they entred the toune, and he refussed. This comittee to report at 4 in the afternoone.

The estaits ordaines the comissioners of the borrowes to be called by ther proper names by the clercks of parl: and not by the name of that brughe for wich they are commissioners, in respecte that heirtofor they wold change in one sessione of parl: commissioners 2 or 3 tymes, and that none of them vote without giuing the othe of parl: &c.

The housse this day appoynts a comittee for dispatches to order all things concerning the armies abroad and at home, peace, vare and the mantinence of the same, &c.; the coram of this comittie 10; the nomber 6 of eache estait; the president of the parl: (as in all other comittes) to be supernumerarie in this also; and the generall officers of the armey.

Nob:	*Barrons.*	*Burrowes.*
Marq: Argyle,	L. Garthland,	- - -
E. Marishall,	L. Lie,	- - -
E. Glencairne,	L. Creighe,	- - -
E. Cassiles,	L. Wederburne,	- - -
E. Lanricke,	L. Aldie,	- - -
E. Tullibardyne.	L. Eighte.	- - -

The housse giues a commissione this day to 6 of eache estait to be judges of the processes of all delinquents citted and processed by the parl: with pouer to them to judge of the relcuancey and probatione of dittais, to examine vitinesse, &c.

Nob:	*Barrons*
E. Cassiles,	Sr Archd: Jhonstone,
E. Marishall,	Sr Vil: Cochrane,
E. Glencairne,	Sr Tho: Ruthuen,
E. Wymes,	Sr Johne Wymes,
Lord Burlie,	La: Garthland,
Lord Coupar.	La: of Maner.

Burrowes.

Jo: Kennedey,
Vil: Glendning,
Mr Rob: Barclay,
Mr Ja: Campbell,
Mr Ro: Cunighame,
George Gardyne.

The 2 Justice deputts to be supernumerarey in this commissione.

The housse adiorned till 4 in the afternoone this day, and the bodies to meitt at 2.

Sessio 2da. Pomerid:

The housse hauing in the fornoone apoynted 1 of eache estait to heir the prouest of St Andrews, that touns comissioner, and the balzie of Jedbrughe, viz.

Nob:	*Bar*:	*Bur*:
Lord Burlie.	Sr Tho: Ruthuen.	Mr Alex: Vederburne.

They made ther report that the did not find aney matter prouen aganist them wich might debar them ther wotting and sitting in parl: and so they wer admitted to the housse.

The persons one the former comitties wer wocod in parl: this afternoone, and the housse was adiorned till Monday at 9 in the morning.

Sunday, 30 Nov: Mr Dauid Dick preached to the parl: this day in the housse befor noone; hes text was Job, cap. 5, versse 12, 13 and 14. After noone preached to the housse Mr William Bennett; hes text was Psal: 2d vers, 10 and 12.

Monday, 1 December. Sessio 1. Antemerid:

The Lord Kircubright came to the housse this day.

One of eache essait this day sent by the housse to the commissioners of the kirke, to craue that eache day in the parl: housse they may haue at prayers at 8 in the morning, a portione of scripture exponded, wich exercisse is to indure the space of halffe ane houre.

Nob: Earle of Cassiles,

Bar: Laird of Garthland,

Bur: Mr Ro: Barclay.

A letter directed to the housse of parl: from both housses of parl: of England, read, subscriued by the Lord Gray of Warke, speaker of the Housse of Peers, and by Villiam Lenthall, speaker of the Housse of Comons, requyring the parl: heir to restore ther touns of Neucastell, Sunderland, &c. and to reteir from thence the Scotts garisons, betuix, and the 1 day of Marche nixt.

A letter from the L. Chanceler to the parl: reid,

of the dait the 18 of Nov: anent the progresse of bussines with the parl: of England.

Tuo letters from the Scotts commissioners, directed to the comittee of estaits, of the dait from Vorcester housse, 18 Nov: read in the housse.

A commissione to the comittee of processe, read in the housse, wotted and past.

The pouer giuen by the housse to the committee of dispatches, read, wotted and approuen, wich is to consider of the distractions, distempers and deseasis of the kingdome, and the remedies, the ordrinng of the armies without and within the kingdome. Order giuing for ther prouissione and mantinence, as also the prosecutione of the war, with instructions and directions to the commanders in cheiffe.

The housse adiorned till 4 in the afternoone.

This fornoone, the Earles of Glencairne, Cassiles and Lanricke, made a grate debait in the housse, wich lasted aboue 3 houres, to manteine themselues to be one both comittees, viz. of processes and dispatches, the barrons and burrowes opposing the same. It past to wott of the housse, and it was woyced, that thesse 3 noblemen, 1 barone, and 1 borroughe, wich at the first electione war one bothe the saids comittees, should only be one that of the processes; and that the seuerall bodies should meitt at 3 in the afternoone, and choysse vthers of ther nomber to be one the comittee of dispatches.

Sessio 2da. Huius diej. Pomerid:

The nobilitie for the 3 Earles of Glencairne, Cassiles and Lanricke, wich wer one both comitties, hes chossen for them to be one the comittee of dispatches, the E. Dumfermling, Vis: Freudraght, Lord Balcarras.

The barrons, for the Laird of Garthland, hes chosen S^r^ Johne Hamilton of Beill.

And the burrowes, for Johne Kennedey, hes chosen Gabriell Cuninghame.

A petitione this day exhibit to the housse by the gentrey and comons of the shriffdome of Argyle, for aide aganist the comon enimey, quho for 4 mounthes space (they often hauing implored ayde bot receaued none,) had nested themselues in that countrey, as lykwayes for supley of mantinence, so often promissed them, bot not receued. To the end of this petitione, ther was a remonstrance of the L. Marq: of Argyle annexid, quherin he regratted that he by basse calumniators was detracted, as he should haue medled with grate soumes of the publicke money, both for Irland and heir; and zet he took them all to wittness quho had intrest, that he had neuer receaued aney ather for hes publick seruices or particular deburstments for the publicke, grate soumes beinng restand him for hes seruing of the armey in Irland with meall and haringes.

He being remoued, the Earles of Cassiles and Calender desyred the president, (after the petitione was remitted to the comittee of dispatches,) that he wold show my Lord Argyle, that thesse wordes of basse calumniators wer a litel harsse to be wssed in a petitione to a parl: and therfor, in name of the housse, villed his Lordschipe heirafter to wsse calmer and meiler tearmes.

Aughteine papers that passed betuix the Scotts and Englische comissioners, in the trettey in the mounthe of October this zeire, at St. Andrewes, bot demands and anssuers, wer all openly read in the housse, and the, with the Englische parl: demanding letter, wer all remitted to the consideratione of the seuerall estaits apairt.

The comittees to meitt to morrow at 8 in the morning, and the housse of parl: adiorned til Wedinsday the 3d of Dec: and then to meitt at 8 in the morning.

Wedinsday, 3d Dec: Sessio 1.

The housse giues pouer to that comittee delegat for processe, to giue orders to the officers of the armey for bringing in such prissoners as are delinquents, and for securing them thither.

Acte ordaning the keipers of the grate priuey and quarter sealls, cashett and signet, with the clerkes and wretters belonging to them, to repaire to St. Andrews, during this sessione of parl: that the

leidges may be seruid, and that this acte be published at the mercat crosse.

The housse ordaines the comissioners and shyres to giue in ther diligence and procedure, anent the executions of these commissions aganist malignants and complayers with the enimey.

The housse remitts the heirning of George Melweills caisse to 2 Lordes of the Sessione, and they to report.

The housse adiorned till to morrow at 8 in the morning.

Thursday, 4 Decembris. Sessio. Antemerid:

A list giuen in to the housse by the comittee of processe, of suche persons as they wold haue called heir to judgment and punishment from the seuerall jayles they are in. Remitted to the consideratione of the seuerall estaits apairt.

A petitione exhibit to the housse by the prissoners now processed, and in the castell of St. Andrewes, desyring that they may be proceidit aganist, not by a committee, bot that they may be judged ather by ther peeires, the Justice Generall, or befor the quholl parliament. Remitted to the seuerall bodies apairt.

A humble petitione from the parishioners of Monewaird, Creiffe and Comrey, to the comissioners of the generall assembley, and by them recommendit to the housse, desyring some supley, in respecte

that they wer all spoyled and brunt by the enimey, and now the plauge of pestilence raginng amongest them most fearfully.

This petitione remitted to the comittee of bills, with order to them to condescend vpone a certaine quantitey of meall to be giuen to them.

The housse recomends a petitione exhibit to them by the brughe of Dundie, for ther necessities and damnages, to the comittee of bills and to report.

The comittee of dispatches makes ther report this day of some particulars concerning the arming at home; read.

A letter from the Generall Leuin to the parl: showing of hes layinng doune befor the toune of Neuwarke vpone Trent, and hes taking of the bridge and 3 scoues, with the killinng of some of the enimey, read; he desyres also money and clothes for the shouldiours, and showes them that the Englische parl: keipes no conditione nor pactione to the armey ther.

The housse adiorned till 4 in the afternoone this same day, and the comittees to meitt at 2.

Sessio 2da. Huius diei. Pomerid:

The housse anssuers the prissoners bill, by repelling each ressone of the same in particular; and as for the declinator of Sr Archbald Jhonston, the housse in one voyce repells the same lykwayes, if they haue not aney personell exceptione aganist hes

persone, then they may prepone the same to the comittee, wich wes ordred to proceid in ther processes.

The housse ordains a 1000 bols meall to be prowydit, and sent for supley to the garissons of Argyleshyre, and that the same be disposed off to the seuerall garisons at the Lord Marques of Argyles direction.'

A petitione this afternoone exhibit to the housse by the Earle of Queinsburrey, sheuing, that he being comandit by the comittee of processes to enter hes persone in prisson, in the castell of St. Andrewes, for not obayed the acte and sentence of the comittee at Glasgow, he humbley desyres, in respecte of hes bodily infirmitey, that they wold be pleassid to dispence with hes entrey for 3 or 4 dayes, till soume roumes wer repaired for him.

The housse allowes the suplicant Monday nixt to enter his persone in varde in the castell.

A petitione exhibit this afternoone to the housse by the rector and haill maisters of the vniversity of St. Andrewes, humbley desyring, that according to the acte at Perth, in Agust last, the hail vniversities of Scotland may be citted, and they hard viua voce befor the estaits of parl: befor they proceided to determine or doe aney thing in preiudice of the said vniversitey, in prowyding a prouest to the colledge

of S. Saluator, in preiudice of the fundatione of the same, and the custome of 200 zeires hitherto vssed.

The housse ordaines the members of parl: that are one the visitatione of this vniversity, and ministers also, to meitt at St. Maries colledge hall at 5 one Tuesday at night, and ther to heir all the said vniversitey can plead or say for themselues, and to report to the housse.

The housse adiorned till to morrow at 3 in the afternoone, and the comittees to meitt from 8 till 12 befor noone.

Fryday 5 Dec: Sessio 1. Pomerid:

The comittee of dispatches makes ther report, that some of the number accordinng to the order of the housse zesternight, had spokin with the Earle of Callender this day, quho had offred hes seruice to the countrey, and since that he was Leiuetenant Generall of all the forces within and without the countrey, he should now be at ther disposall, and accepted to be now ther commander in cheiffe, wich the housse ratified.

A remonstrance from the commissioners of the generall assembley to the heigh courte of parl: for justice vpone delinquents and malignants, quho hes shed the blood of ther brethren, &c. read.

Four petitions and remonstrances of the same nature, and for justice to be execut one malignants, delinquents, &c. exhibit to the housse this afternoone,

from the prowinciall assembleys and shyres of Fyffe, Drumfreis, Mers, Teuiotdaile and Galloway.

All of them be read in the housse, and the presenters, about 200 persons, remoued, the housse returned them this anssuer by ther president:—That the parl: tooke ther modest petiones and sesonable remonstrances werey kyndly, and randred them heartly thankes, and villed them to be confident, that with all alacratiey and diligence they wold goe about and proceid in ansuering the expectatione of all ther resonable desyres, as they might themselues perceaue in ther procedure thithertills; and withall he intreatted them, in the name of the housse, that they wold be earnist with God, to implore and begge hes blissinng to assiste and encourage them to the performance of quhat they demandit, &c. He show them also, that the housse had appoynted 2 of eache estait to draw ane anssuer to them in vreat, and ther petions and remonstrances to be record to posterity.

The housse adiorned till to morrow at 8, and the comittees to meitt after the desoluing of the housse imediatly.

Saterday, 6 Dec: Sessio 1. Antemerid:

Ther was nothing done in the housse this day, bot the seuerall comittees appoynted to meitt imediatly, and the housse adiorned till Monday, at 8 in the morninge.

This day the Earles of Eglintone and Buckleuche came to the housse.

Sunday, 7 Dec: Mr Androw Cant preached to the estaits this fornoon; hes text was, Epist: 2d of Peter, cap. 2. vers 9. Mr Robert Douglasse preached afternoone; hes text was, Jeremiah, cap. 6. vers 26 to the end of the chapter, O daughter of my people, gird the with sackcloth, &c.

Monday, 8 Dec: Sessio 1. Antemerid:

A letter from our commissioners in England, of the dait the 25 of Nov: shouing of my Lord Chancelers deperture from thence thither; desyring the estaits not to conclude ore enter in debait with aney bussines betuix the tuo nations, till the L. Chancelers home cominge, quho wold informe them of the treu estaits of all ther affairs ther.

The estaits ordaines 200 shouldiours to be sent forthwith, and able commander, for securing and gaurding the castell of St. Andrewes.

The estaits ordaines 8 bolls meall to be giuen to the poore of the parishes of Monewaird, Comrey and Creiffe, in Perthe-shyre, and that the woluntarey contributione collected zesterday be sent to them, and destribute by some descreit man.

The estaits ordanes Commissarey Leuingstone to giue to the Ladey Harries for this zeir, in respecte of her necessities, 2000 merkes.

Three commons ordred to be issewed furth by the estaits, 2 of them for trayell and executione of murtherers, and one for the executione of a fellow in Linlithgow, for bestiality.

A letter from Christiane the 4, the Danishe King, directed to the nobility and estaits of parliament of Scotland, earnistly intrettinng to accord and aggrement with ther King, ther religione and liberties beinng saue, and offers himselue to be a mediator for a happey peace, read in the housse; daitit Haffniæ, 10 Nouembris, 1645.

This letter ordained to be anssuered by the parliament, bot delayed till the Lord Chancelers home coming.

The comittees to meitt this afternoone, and the housse to morrow at 8.

Tuesday, 9 Dec: Sessio 1. Antemerid:

Nothing done this day in the [housse,] saue that the Earles of Marishall and Dumfermling wer addit to that commissione for wisitatione of the vniversities.

The housse adiorned till Wedinsday, the 10 day, at 4 in the afternoone, and this day the bodies and comittees to meitt at 4 in the afternoone.

Wedinsday, 10 of Dec: Sessio 1. Pomerid:

A letter from the estaits, directed to both housses of parliament in England, read, shouing them that they wold doe nothing that might make a breache in that brotherly correspondence betuix the tuo kingdomes; ordered to be subscriued by the presisident in name of the housse.

A report from the committee of dispatches read in

the housse, shouing the deseasses and obstructions of our forces within the kingdome.

This report remitted to the said committee to be furder degested, and the remedies to be thought vpone.

Tuo humble petitions exhibit to the estaits of parl: by James, Earle of Hartefell, quherin he acknouledges hes offences aganist the countrey, and disclaimes to dispute aganist them, and does humbley caste himselue at their feette, and submitt himselue, lyffe and fortune, to the mercey of the parliament, and does appeall from the rigor of the law to ther absolute mercey.

The housse, by woyces, ordaines the suplicant to acknouledge hes gilt and connfesse hes dittay befor the deligatt comissioners for processes, before he be hard by the parliament.

The [housse] adiorned till to morrow at 8.

Thursday, 11 Dec: Sessio 1. Antemerid:

The estaits ordanes 3 barrons and 3 burgesses, with the prouest and balzies of the toune, to be called befor them, and they to sett doune the pryces of wiuers and victualls, housse mealls, and lodging, &c.

Bar:	*Bur*:
Sr Michell Balfour of Denmill,	Montrosse,
Sr Gilbert Ramsay of Balmaine,	Brunt-Iyland,
Sr Will: Forbes of Crageware.	Dysertt.

The humble petione of Sr William Dicke of Breade, this day exhibit to the estaits of parl: in-

treattinng to take some serious notice of thesse debts auen him by the publicke, and that they wold adde some resonable precept to ther former warrants, that he may receaue a competent pairt of that 8 hundereth and 40 thousand merkes auen to him for preseruing of hes crydit, &c. read.

The housse appoynts a committee of 3 of eache estait for this bussines, and a letter from the estaits to be wrettin to him, shewing that the housse wold haue ane especiall caire for the preseruatione of hes crydit, and that they wold not rysse (if not forced) without some solide order takinng for hes subsistence.

The committes and bodies to meitt this afternoone, and the housse at 8 to morrow.

Fryday, 12 Dec: Sessio 1. Antemerid:

The estaits appoyntes a comittee this day to condescend vpone the vniforme trayell of losses, and to take notice of thesse quho hes beine constant in the countries causse, and nou totallie ruined, and of ther subsistence; the nomber 4 of the nobility, and 6 of the vther 2; the corame to be 9.

Nob:	*Bar:*	*Bur:*
E. Eglintone,	La: Halcartone,	Perth,
E. Hadingtone,	La: Harden,	Dundie,
E. Buckcleuche,	La: Lie,	Aberdeine,
L. Kircubright.	La: Balmaine,	Anstruther-easter,
	La: Newuarke.	Drumfreis,
	- - - -	Brechin.

The estaits this day also appoynts a comittee of 3 of eache estait to consider, heire and report, the Lord Hombie, Comissarey Generall, hes accomptes.

Nob:	*Bar:*	*Bur:*
E. Kelley,	La: Caudone,	Aberdeine,
E. Dalhousie,	La: Garthland,	Brunt-Iyland,
Lord Zester.	La: Lie.	Aire.

The estaits ordanes a comittee, lykwayes, this day, of one of eache estait, to anssuer the petione of the commissioners of the generall assembley, exhibit to the housse the 9 of this instant.

Nob:	*Bar:*	*Bur:*
E. of Cassiles.	La: Varrestone.	Irwinge.

A petitione exhibit this day to [the] housse by the commissioners of the generall assembley, in fauors of the ministers and inhabitants of Argyle, shouing the pitifull estait of that countrey, and desyrinng some support in ther extreame necessity, be spoyled by the barrabaros enimey, and not supplied by the countrey; read.

Fyffteine ouertures by the commissioners of the generall assembley represented to the estaits of parl: read.

The estaits ordaines a soleme fast and humiliatione to be keipt in the parliament housse, by the members of the same, with closse dores, one Wedinsday nixt, and that ther be 3 sermons that day; and ordaines this order to be signified to the comissioners of the generall assembley in wreat.

The petitione of Argyle, and ouertures of the commiss: of the generall assembley, referred to the seuerall bodies of the estaits particular consideratione.

The humble petitione of L. Generall Balzie exhibit to the housse, shewinng, that since he was so blundred for hes eiuell carriage at that vnhappey conflicte at Kilsythe, that they estaits wold giue him a trayell; wich bill, by the housse, wes comitted to 5 of eache estait.

Nob:	*Bar:*
E. Marishall,	La: Harden, - - -
E. Cassiles,	La: Varrestone, - - -
E. Glencairne,	La: Cragewar, - - -
E. Eglintone,	La: Creighe, - - -
Lord Zester.	La: Garthland. - - -

The comittees to meitt this afternoone, and the housse adiorned till to morrow at 8.

Saterday, 13 Dec: Sessio 1. Antemerid:

A letter from our commissioners at London, directed to the L. Chanceler, Warrestone and Mr Rob: Barclay, to communicat the same to the parl: read in the housse.

Instructions from the Englische parl: to Colonell Generall Poynze and Rositer, to joyne with the Scotts Generall for reducing of Newuarke.

In the letter aboue wrettin, our comissioners

shewes that they had procured from the parl: of England a mounthes pay in money, 6000 suit of clothes, 6000 shirts, and 6000 paire of shoees and stockinges, for our armey befor Newarke.

A letter from Sr James Lumsden, Gouernour of Newcastell, shewing that Lodouicke Lesley, Gouernour of Tinmouth Castle, had takin a shipe ladin withe amunitione from Lubecke one the Elbe, sent by Colonell Cochran for James Grhame, and should haue landit at Aberdeine; read.

A letter from Irland, directed to the committee of both kingdomes, anent the posture of affairs in that kingdome, and desyres, that commissioners from Scotland with speed may be sent to Irland for the ioynt managing of the varre ther; read.

All thir letters remitted by the housse to the serious consideratione of the comittee for dispatches.

The Lord Kircubright, from the comittee for trayinng the commissioners and toune of Edinbrughes treatting with Ja: Grahame, makes a report to the housse, wich was read, bearing ther particular capitulations with him, ther receauing protections from him, the missiue letters sent to and from them, ther caussing proclame hes proclamations at Edinbrughe crosse, ther deliuering him vpe the prissoners in ther tolbuth, and ther sumonding the castell to rander to him.

This report, by the housse not thought exacte aneuche, and therfor remitted to a more narrow trayell, by the said comittee to be vssed, with pouer to them to citte and call for wittnes, papers, actes and records of Edinbrughe; to exame Sr William Gray, Mr Alex: Guthrie, toune clerke, and to report ther auen oppinion to the housse.

The housse to meitt one Monday at 2 in the afternoone, and the bodies at 9 after sermon.

Sunday, 14 Dec: Befor noone Mr Dauid Dicke preched to the estaitts in the parl: housse; hes text was the 11 Psalme. Afternoone preached Mr Androw Authenlecke, person of Dundie; his text was 1 Colos: cap. 1, vers 3d, 4t.

Monday, 15 Dec: Sessio 1.

Orders to the Lord Gupers regiment to marche to Perthe.

Orders to the Generall of the Artiliries regiment to marche to Falkland.

Orders to Colonell Steuarts regiment to marche to Arbrothe.

Orders to Vis: Kenmures regiment to marche to Montrosse.

The housse adiorned till to morrou at 8 in the morning.

Tuesday, 16 day Dec: Sessio 1. Antemerid:

Nothinng this fornoone done in the housse saue a

grate debait anent quhat regiments should marche to England.

The housse adiorned till 3 in the afternoone.

Sessio 2da. Huius diei. Pomerid:

The housse commands the prouest and balzies of St. Andrewes to secure the prissoners in ther auen housses, vpone ther auen perrills, in respecte they haue not prepared roumes in the castell for them, as they wer commandit.

The housse ordanes the acte of Perth, anent the valuatione of coale, to be put to executione; and that the same be done within 2 monthes.

One a bill presented to the housse by the commissioners of Fyffe-shyre, ordanes the valuatione of the said shyre to be rectified.

One a bill presented to the housse by the Laird of Cardnes, ordanes the Thesaurer Principall to passe him hes ward, in respecte hes father deyed, and wes killed in publicke seruice at Hereford, conforme to the acte of parl:

Orders to Colonell Frasser to marche to England with hes regiment of horsse.

Orders by the housse, that the commandit men, wich came from Neucastle, returne thither with speed.

That a shipe with 1000 bols of meall, 60 chalders of coles, and 300 dailes, be furthwith sent by the

Comissarey Generall to Innernesse, for the supley of that garisone.

Wedinsday, soleme fast keipt by the housse with closse dores, 17 day December: 3 sermons,

1 preached by Mr Rob: Douglas; text, 9 Isaiahe, versse 13, 14, 15.

2d Ser: preached by Mr Androw Cant; text, Epist. of Paul to the Philippians, cap. 2, from the 2d versse till the 11.

3d Ser: preached by Mr Bob: Blare; text, Epist. 2d of Peter, cap. 2d, vers 9.

Thursday, 18 day. Sessio 1. Antemerid:

This day the E. of Eglintone petitioned the houses that hes 3 sons that wer in the countries seruice might not be all in one place, bot diuers.

This desyre remitted to the generall officers of the armey, with a speciall recomendatione to them from the housse to consider my Lordes desyre, since it proceidit of his loue to hes children.

The housse orders the coram of the comittee of losses to be 9, ther being 2 noblemen and 3 of eache of the other estaits; with a pouer to the said comittee to consider of quartering of shouldiours addit.

One 20 or 30 seuerall bills of complainte to the housse of the leud demanor of shouldiours, ther killing and wounding of men and woomen, ther plundering and stealling of horsses. The estaits reccomends all thir complants to be ordred and redress-

ed by the generall officers, as they wold be anssuerable to the parl:

A report from the comittee of dispatches, read in the housse.

The estaits ratifies the 1 artickle of the said report, anent the bringing of 2500 from Irland, and that they be keipt in a bodey by themselues.

2dly, They ratifie that artickle of the report, that 4 man of the kingdome be trainnd; wotted.

The housse adiorned till 2 in the afternoone.

Sessio 2da. Huius diej. Pomerid:

The most pairt of this afternoone was spent one the debait of the remanent 9 artickells of the report of the committee for dispatches.

A letter from the Scotts commissioners at London, read in the housse, that they had procured from the parliament a monthes pay, wich they wer sending to Newuarke; that they had sent 5000 lib. starling to Thomas Cunighame to Campveire; that the King had sent a letter to the parl: at Vestminster for a saue conducte to some, to treat for the grounds of a sure peace.

The estaits ordanes the comittes to meitt to morrow befor and afternoone, and adiorns the housse till Saterday at 8 in the morning, the 20 day of this instant.

Saterday, 20 Dec: Sessio 1. Antemerid:

The Lord Chanceler came to the housse this

day from London, and the Lord Bargeney from his auen duelling.

A letter directed to the Lord Chanceler from the Scotts commissioners at London, read, of the dait 13 Dec: shewing that they had sent them some papers to be communicat to the parl: as also that they had procured to the Scotts armey befor Newuark 3000 paire of boottes, and a 1000 paire of pistolls.

A letter from the Kinges Maiestie to the Speaker of the Housse of Peeires, for a saue conducte to the Ducke of Richmond, E. of Southampton, Jack Palmer and Jack Ashburnham, to treat with some of ther number to be appoynted by both housses of parl: for a saue peace, &c. read.

The anssuer to the former letter sent by the parl: of England to the K. Maiesty, shewing that they wold not condescend to aney trettey, in respecte that hes Maiesty made only hes aduantage of thesse deuices of tretties, to ther grate losse and preiudice, vitnes that of Vxbridge; bot that they wold send bills, and propositions of peace to him, wich if he wold pas, he might become a happey King, and saue much innocent blood, &c. read.

Tua papers from the Scotts commissioners to both housses of parl: in England, concerning ther anssuer to the Kinges letter; read.

A declaratione of bothe the housses of parliament

of England to the parliament of Scotland, read, shewinng the payments and interteinment of the Scotts armey in England, randring and vpgiuing of the garissons possesed by the Scotts in England, anent the conclusione and procedure of the vniformitie of churche gouerniment and decipline in England; as also anent the trettey of peace with the Kinges Maiestie.

The copey of a letter from Paris, directed to the parliament of England, shewinng that the Q. mother and Cardinall Mazarine, after much bussines, had giuen the Q. of Brittane 30,000 pistolls; that the Prince of Orange had ane intention to haue the Prince of Walles to Holland, to marrie him one hes daughter, and diuers other particulars, &c.; read.

A letter from bothe housses of parliament in England to the parl: read, demandinng restitutione of the toune of Belfast in Irland, possesed by our forces, and aganist the 11 day of Januarij nixt.

A letter from the E. of Leuin, General of the Scottes armey, from Neucastle, shewing the conditione of hes armey, and of the necessity of the recreuttning of the same, for the weill of both kingdomes; daitit 17 Dec:

A letter from Sr James Lumsden, Gouernour of Neucastle, read, shewinng the incresse of independents ther; the eiuell carriage of the Maior Black-

stone, with a desyre of the parl: comands to him anent thesse particulars, read.

All thir papers by the housse remitted to the comittee of dispatches consideratione.

By especiall order of the housse, all the members of the same does solemly promisse not to depairt the toune till the publick bussines concerning the countrey be first put to poynt with the parl: leiue; also thesse that are absent, ordeired to be vrettin for.

A quere proposed to the housse by the committee of processes, anent a clausse contained in L. Generall Dauid Leslies passe to the Lordes Erskyne and Fleeming, viz. that he promissed one hes honor that ther persons should be saue and free.

The housse remittes this backe to the said comittee of processes.

The estaits grants a comissione of justiciarey to certane persons, to tray the behauior of the comissarey of Kircubright, and some others insolent persons quho had imprissoned the magistrats of the said toune, &c.

A petitione this day exhibit to the housse by Maccondochyra, and the Capitane of Dunstaphnage, in name of the inhabitants of Argyle, Lorne and Kintyre, read; that the housse might take some serious consideratione of ther grate losses, and some present order for ther subsistence to serue the countrey.

This petitione remitted by the housse to a comittee of 2 of eache estait appoynted to that purpois.

The comittee for the general comissaries comptes ordained to meitt this afternoone; the haill comittes of parl: one Monday befor and afternoone; and the housse adiorned till Tuesday at 8 in the morninge.

Sonday, 21 December. Mr Androw Cant did preache in the parl: housse befor noone; hes text, Epist. 2d of Peiter, cap. 2, vers 9. Mr James Guthrie preached afternoone; hes text was - - - - -

Tuesday, 23 Dec: Sessio 1. Antemerid:

After the Lord Chanceler's relatione was red in the housse, of hes negotiatione in England, he intreatted the estaits to doe justice impartially one thesse delinquents, God by hes wonderfull prouidence had castin in ther hands; then that they wold goe about the recreutting of ther armey in England for aduancing the grate worke of reformatione; and that they wold returne to that vnanimitey and concord amonge themselues, that appeired in them at the begining of this worke, and banische all heart burnings and jelosies from amongest them—Concordia res paruæ crescunt; for the vicissitude of Godes mercies and judgements one this nation might be the most inducing motiues to bind them all togider; which, if the with vnfained hearts went about the performance of thesse deuties, God wold make them vndoubtedly happey instruments of a blessed peace and vnion,

to the honor and glorey of hes grate name, and the weill and ioy of all that did trust and feare him.

Report of thesse things most materiall, the comittee of processes thinkes fitt to be exped in this sessione of parl:

The 1 artickell anent the acte of Glasgow, concerning a reuell for fynes to be payed be delinquents; quere, Wither the same as a reuell, be prewissly obserued by the comittee of processes or not? Remitted to the consideratione of the seuerall bodies.

The housse ordanes the Irische prissoners takin at and after Philiphaughe, in all the prissons of the kingdome, especially in the prissons of Selkirke, Jedbrughe, Glasgou, Dumbartane and Perth, to be execut without aney assyse or processe, conforme to the trettey betuix both kingdomes, past in acte.

Report of the comittee of dispatches, read.

Petitione from the Gouernour of Beruicke, Sr James Ramsay, read, anent the strenthning of the valles of the said toune, the payment of hes garissone and Mr Canonier; that the said payment be made to him and hes garisone without aney losse, at the toune of Beruick, mounthly. Remitted to the bodies consideratione.

The humble petitione of the toune of Brechin to the estaits, shewing that ther tune hes beine 2 seueral tymes plundred and vasted by the enimey, and desyres that they may be exeimepted from payment

of ther 2 monthes mantinence, and haue repartitione of ther grate losses, for ther present subsistence.

The housse orders L. Colonell Barclay to be wretten to; superseed that 2 monthes mantinence, and that they wold pay him ane vther way; and for ther losses it is recommendit by the housse to the comittee for losses.

The housse adiorned till to morrow at 8, and the seuerall comitties to meitt this afternoone.

Wedinsday, 24 Dec: Sessio 1. Antemerid:

A letter from Argyle, read in the housse, shewinng the furey of the enimey, Macdonald, in that countrey, and ther impossibility to hold out if not supplied. Remitted to the comittee of dispatches.

A letter from the Generall, the Earle of Leuin, to the parl: read, shewinng that he had come to Newcastle, and left L. Generall Dauid Lesley, with General Maior Holburne, to comand the armey befor Newuarke.

The housse adiorned till to morrow at 8, the bodies to meitt this fornoone, and the committees afternoone.

Thursday, 25 Dec: Sessio 1.

Nothing done this day in the housse, bot orders giuen that the comitties should meitt this day after and befor noone, and the bodies at 4.

Fryday, 26 day. Sessio 1.

The Earle of Cassiles chossen president this day,

in respecte of the absence of the Earle of Craufurd and Lindesay.

A declaratione from the comissioners of the generall assembley, remouing such stumbling blocks as the enimeyes of the treuth layed, by ther declarations, in the way of waicke ones to compley with ther mischiueous desings aganist religion and treuth, read. They craued that the parl: wold be pleassed to interpone ther authority therto, and order the same to [be] published and printed.

The housse, after some debait, orders this declaratione to be printed and published, and the president, in name of the housse, to rander them heartly thankes for ther grate caire of the comon weill, and tymly declaratione for the peace of the same.

The parliaments anssuer to the remonstrance of the commissioners of the generall assembley, presented to the housse in the begining of this sessione of parliament, read; quherin the estaits promisses to doe justice one delinquents, to persecut the enimies of the comonwealth, and to endeuor the establishing of treuth and peace.

The housse ordaines the ammunitione that wes goinng for the garrison in Innernesse in ane open barke, to be put in that shipe of defence that is goinng thither.

The housse adiorned till to morrow at 8, and the comitties to meitt this afternoone.

Saterday, 27 Dec: Sessio 1. Antemerid:

The housse ordaines the comittee for dispatches to giue orders to the horsse to marche north, wnder the command of Colonell Henrey Barcley.

They lykwayes ordane the said committee to make ane end of dealling with aney generall person by way of trettey.

The housse giues orders to the comittee of processes to secure the prissoners in the castell after the best way they thinke fitt; and that none haue accesse to them bot one necessarey grounds, and they honest men and of good reputatione, that shall haue warrand vnder the president of the comitties hand.

The housse ordaines 1500 bolls meall to be prowydit and sent to the garisons in Argyle, Lorne and Kintyre.

The housse ordaines 20,000 merkes, Scotts money, to be giuen for the subsistence of the paritioners of Muckart and Dolar, wich soume they ordaine to be distribute to them by the adwysse of the Marques of Argyle.

The housse ordaines a regiment of heighlanders to be leuied wnder the Marques of Argyles command, with pouer to him to putt garisons in such places as he shall thinke most expedient in thesse heighland shyres, for the weill of the countrey, and saftie of our friendes.

The housse adiorned till Tuesday, the 30 of this

instant, at 8; and the committies to meitt all this afternoone.

Sunday, 28 Dec: Mr Robert Blair preached in the parliament housse befornoone; hes text was, Psal: 110, verss 1, 2, 3, 4. Afternoone, Mr Dauid Forrett preached in the parliament housse; hes text was, Isaiah, cap. 59, vers 13, 14, 15.

Tuesday, 30 Dec: Sessio 1. Antemerid: That comittie for the thesaurer of the armies accompts, made thier report to the housse this day. Hes charge of the Englische resaitts since hes last accompte of money receauid in England, amounted to the soume of 169,304 pound starling, 12sh. 7d. the discharge eque. They wer remitted to the consideratione of the seuerall bodies.

The housse, after some debait anent the slow progresse of bussines, by woyces, ordaines the bodies to meitt from 8 in the morning to 10; the parl: at 10, and the housses in the afternoone.

A letter from the L. Generall the Earle of Lewin, from Neucastell, the 24 Dec: read, sheuing that the King hes 3000 horsse and dragouns, and is redey to take the feildes, and does not certanlie know quither he intends for West Chester, Neuwarke or Scotland; quherfor, according to hes deutie, he thought good to adwertisse the parl: of the same, &c. and desyres to know ther mynd in thesse affaires.

The L. Chancelor this day shewes the housse,

that he had receaued a letter in particular from the L. Generall, wich did put him in mynd of hes deuty to the good of the publick seruice, and intreat the housse that they wold agane take to ther serious consideratione the recreuting of ther armey in England; that they wold take order to pay the Generall the rests of hes 20,000 lib. Scotts money, and thinke vpone some recompence to be giuen to Vand-rusche, quho for hes loue to the kingdome of Scotland hes, one hes auen proper charge, leuied a regiment of horsse, and was with them in seruice in the Scotts armey.

The housse adiorned till Vedinsday, at 10 in the fornoone.

Wedinsday, 31 Dec: Sessio 1.

The first classe anent thesse that hes beine in armes with James Grhame aganist ther natiue countrey, or hes beine actiue for him, or hes receuid comissions from him, or hes sent out shouldiours to him, or furnished him horsse, armes or amunitione, &c. beinng much debaited in the housse by the L. Chanceler, Earles of Cassiles, Lanrick, Lothean, Lord Burlie, La: of Warrestone, Caudon, and Maner, was at last, by woyces, vnanimously enacted, that the latitude of the fynnes of such as are not processed with forfalture and death, shall be betuix 6 and 3 zeires rentt, and that in that latitude the debts auen to couenanters and good countrey men be con-

sidered. This additione was wotted to be ioyned to this acte, viz. that this acte should be extendit and stricke aganist all relapses and delinquents since the last acte of obliuione, and that notwithstanding of thesse fynes, the parl: and its comitties, as they should thinke expedient, should banishe, confyne, or imprissone all suche within the classe, as they should thinke to demeritt a heigher censur then ther fynes, and might proue dangerous instruments to the peace of the countrey.

The housse adiorned till to morrow at 10; the comitties to meitt this afternoone, and the bodies to morrow in the morning, according to the setled order.

Thursday, 1 Januarij. Sessio 1.

The housse appoynts Sunday nixt to be a day of fast and publicke humiliatione, and that ther be 3 sermons in the housse that day.

The housse ordaines the committee of dispatches to make choysse of a sub-comittee out of ther number, to thinke one the anssuers to be made to the demands of the parliament of England; as also to thinke one wayes of accommodatione, and propositions of peace with the Kings Ma^tie^, and the wayes to atteine to a happey peace.

Report from the comittee of dispatches read in the housse, anent the appoynting a commander in cheiffe to comand ouer the forces within this coun-

trey; that the E. of Calendar, the Leiuetenant Generall, may be putt to it, ather to lay doune hes commissione, or wtherwayes to wndertake hes charge. This report being almost 2 houres debait, pro and contra in the housse, did at last resolue, by woyces, that the Earle of Calender should be wrettin for instantly by the parliament, to come heir and wndergoe hes charge, or wtherwayes to send a positiue anssuer; that if he refussed, wthers might be put to the seruice. The Clercke Register ordaned to draw the letter, and the president of the parliament, in name of the housse, to seinge it.

The housse adiorned till to morrow at 10, the comitties to meitt this afternoone, and the bodies to morrow at 8.

Fryday, 2 Januarij. Sessio 1.

This day ther was 2 sessions of parl: both befor and afternone, wich was soley appoynted for dispatche of bills.

In the afternone, the housse receaued letters from ther commissioners at London, quherin was a coppey of a letter expostolatorey from the Kings Maiestie, directed to the speaker of the Housse of Peirs at Westminster, commanding them to grant a passe conforme to hes former demand for a trettey to the Duck of Richmond, and the parl: anssuer therto, with some papers giuen in to both housses by

the Scotts comissioners, all read and remitted to the committee of dispatches.

Ane wther letter read from our comissioners, shewing the reducing of the citey of Hereford, to the parliaments obedience by Colonell Morgans and Colonell Breckes, by a stratageme, as als the randring of Skipton castell, in Zorkshyre, to the parl:

The housse adiorned till to morrow at 10.

Saterday 3d Januarij. Sessio 1. Antemerid:

A letter from the Laird of Ballindalache, to the Marques of Argyle, shewing the posture of affaires in the north, read in the housse, desyrning spedey ayde, and that better correspondence may be keept betuix the parl: and comittee with them then formerlie hes beine. Remitted to the committee of dispatches, and in the meane tyme the housse ordaines the Marq: of Argyle to wrett to the gentleman, and to encourage him with assurance that they will furder all the assistance he requyres.

A petitione presented to the housse from the committee of bills for Mr Dauid Hay, clerke to the processes, for hes fees, in respecte he hes seruid that comitte thir 2 zeires, with tuo seruants and himselue, and hes neuer receaued aney thing; wich bill the housse remitts to the comittee of processes, quho best knowes hes seruice, and ordaines them to modifie to him a competent fee, and how the same should be payed.

The report of the comittee of processes, anent the processes of thesse wich wer found relcuant and prouen, wes begun to reid in the housse, bot beinng one the houer of 12, it wes delayed till Monday nixt the 5 day.

The housse adiorned till Monday at 10 houres, and the bodies to meitt that day at 8.

Sunday, 4 Januarij.—The fast wes solemly keept by the members of parl: beinng 3 sermons in the housse.

Mr Androw Bennett preached in the morning; hes text Prowerbs, Sal: cap 29, verss: 1, 2.

Mr Androw Cant preached nixt to him; hes text was 1 Kinges, cap 8, versses 37, 8, 9, 40.

Mr Robert Douglasse preached in the afternoone; hes text wes Profett Jeremiah, cap 3, verss: 22, 23, 24.

Monday 5 Januarij. Sessio 1.

The anssuers of the 5 processed persons, withe procurators of the estaits replayes, ther duplayes and triplayes, all of them read in the housse, and by the housse remitted to the consideratione of the seuerall bodies apairt.

Sessio 2da. Huius diei. Pomerid:

The housse ordaines Nathaniell Gordon to produce the principall paper of the names of thesse men wich did take him, subscriuid with ther hands.

The Generall of the Artelizirie, by hes petitione,

desyres to be hard, as hauing commissione from the Generall and L. Generall Leslies, anent the matter of quarters, wich the housse was now about to debait, anent the validity of the same in thir 5 mens persone.

The housse ordaines him to giue that he wold say, in wreat, to the seuerall estaits.

The parl: wreatts a letter to the estaits and Admirall of Zeeland, of thankes for ther kindnes showin to Sr Jo: Scott, in sending a waighter to vafte him ouer to Scotland from the danger of pyratts, wich letter the estaits ordanes in ther name the president of the parliament to subscriue.

The housse adiorned till to morrow at 10.

Tuesday 6 Janij: Sessio 1.

The housse assumes this day to ther considerationе the trayell of losses, and the maner of the same: 1o, That probatione be vssed by the partey losser and hes tenants vpone othe, quher wther wittnes are not, and the modificatione be penes judicem. 2o, That the probatione of losses by sea, be by coquett and entrey of goodes. 3o, That seuerall commissions be giuen to tray the losses both of land and brughe, and that barrons be one the trayell of brughe losses, and burgers be one the trayell of land losses, and that the committee of eache be promiscouus. 4o, Anent the mantinence of thesse that are totally ruined, and how they shall be made to subsist.

This 4t artickell remitted backe to the comittee of losses to prepare the same better, in respecte that the estaits of malignants are by the housse formerly ordained for the mantinence of the armey.

5o, Anent brunt housses and landes, and thesse quho haue had ther duellings and lands destroyed by fyre be the enimey; that ther losses be declared a publick debt, and that they be payed out of the landes of thesse forfalted, and to be forfaulted.

This 5t artickle lykwayes remitted to the comittee of losses to be better prepared.

The housse ordanes the comittee of processes to goe one, and take informatione of thesse that should be processed with forfaultrey, and causse citt them.

The housse ordaines a particular clerke for the losses, and the sub-clerke to keepe a register of the same; and the Clerke of Register shew the housse that he had appoynted Mr Androw Baird, clercke of the losses.

6o. That the comittee for losses haue power to directt out commissions to the shyres, for trayell of losses, with the parl: approbatione; assented to by the housse.

Nixt the housse assumes the report of the classicatting committee, and putts all suche in the 2d classe that has put out horsse in assistance of the rebells; 2, or hes beine 24 houres with the rebells; 3, or hes receaued commissions from Montrois to

leuey men, &c. that ther fyne exceid not foure zeires rent, and not lesse than 2 zeires rent.

In the 3d classe, the housse places all suche as haue keept correspondence or intelligence with the enimey; 2, or had communicatione with the enimey; 3, ore haue takin protections from Ja: Grhame; 4, ore haue giuen the enimey mantinence or compositione in money or wtherwayes, &c.

Thir 2 classes, after the report by the said comittee, with 5 seuerall clausses annexid to the 3 classes for payment of ther fynes, and trayell of ther rents, wer all by the housse remitted to the consideratione of the seuerall estaits apairt.

The housse to meitt to morrow at 10.

Wedinsday, 7 Jarij: Sessio 1.

A letter from the Scotts comissioners to the L. Chanceler, shewinng that they had sent the doubles of some papers giuen in by them to both housses of parliament in England, of the dait 24 of Dec: to be comunicat to the parl: heir; read.

Item, they sent the coppies of 7 or 8 intercepted letters from Digbey to the Queine and Lord Germane, and from the King, as also from Montrois to the King and Digbey, the reading of wich, the housse remitted to ane other tyme.

The housse this [day] does againe resume the debait anent the 2d classe, wich was zesterday remitted to the seuerall bodies, and adds this clausse to the

penult member of the said classe, or hes keipet randeszwous, committies or aney publick meittings, for aduancing the enimies seruice; wich additione by the housse was assented too.

The 3d classe quolly assented too by the housse, without a contradictorey wotte.

The housse adiorned till the afternoone.

Secunda Sessio. Huius diei. Pomerid:

The housse did againe resume the concluding of that acte anent the classicatting of delinquents, at wich they had left in the fornoone; and ordred that no nobleman, barron or burges shall exercisse aney publick place or of trust, or haue a wotte in parliament during this warre, till a happey peace be concludit; and that non that falls within the 3 classes shall haue woyce in choysing of commissioners to the parl: during the tyme forsaid.

A letter from the Leiuetenant Generall, the Earle of Callender, shewing that he should be at St. Andrews one this weeke, to attend ther (Lo.) commands; read.

The housse adiorned till to morrow at 10.

Thursday, 8 Jarij: Sessio 1.

The housse by ther letter, giues comand and pouer to the generall officers at the armey, to supley the place of comissioners, and to meitt with the Englisch commissioners at Newarke, till the parliament did send vpe some of ther auen number. The sending

of this letter remitted by the housse to the comittee of dispatches, and ther commissione to be sent with one quho should be one of the number.

The classicatting acte concludit zesternight, and ordred to be wrettin in mundo, wes read in the housse, and wotted in toto, and past.

The housse adiorned till Saterday at 10 houres.

Saterday, 10 Jarij: Sessio 1.

The housse this day assumes the debait and exceptions of the 4 prissoners, anent quarters, and first reids all ther processes, defenses, anssuers by the procurators of the estait; replayes, duplayes and triplayes, with thesse defensis giuen in by Ja: Ogiluey, anent quarters, in the 2d sessione of this trienniall parl: at Edinbrughe.

Sessio 2da. Huius diej. Pomerid:

The housse after 3 hourres debait this afternone, at lenthe came to a wotte, wich was, that they repelled ther defenssis foundit one quarters, hauing read all that was said or aledged for S^r^ Rob: Spotswood, William Murray, Nathaniell Gordon, and Mr Androw Guthrie.

Tuo coppies of letters from the King to the speakers of bothe housses of parl: and to the Scotts comissioners at London, of the dait, the first 26 Dec: the wther 29 Dec: 1645, anent a trettey for peace, still insisting that he may come to Westminister with 300 and himselue; and if that trettey faill, ther to

haue a free pass to ather of hes garissons of Oxford, Newuark ore Worchester; read.

A letter from the parliament to the Earle of Seaforte, read, and ordred in name of the housse, to be subscriued by the president of the parl:

The housse adiorned till Monday at 10 houres.

Sunday, 11 Jarij.—Mr Jo: Moncreiffe, Minister of Kingorne, preached to the housse befornoone; hes text was Reuelatione, cap. 3, vers: 4. Afternoone, Mr Jo: Smith, Minister of Brunt-Iyland, preached to the housse; hes text was Euangel: of Jhone, cap. 5, vers. 22, 23.

Monday, 12 Jarij: Sessio 1.

The Earle of Kingorne, with the Lords Zester and Bargeney, addit to the comittee of losses.

The housse ordaines the comittee of dispatches to meitt at 2, and to sitt till 6, in ther sub-comittee from 6 till 8; the comittee of process to meitt at 2, and sitt till 6; and all thir comitties to make ther reports to the housse one Thursday nixt.

The housse remitts the order to be takin with ther auen prissoners with the enimey, after quhat maner the comittee of processe shall thinke most expedient and fitt for the guid of the stait.

The roll of such as wer citted to compeir befor the parliament as delinquents, wes publickly [read,] and 3 maisses called in the housse and at the dorre, and remitted to the comittee of processe.

The housse appoynts the morrow, being Tuesday, for heiring of bills.

Tuesday, 13 Jarij: Sessio 1.

This day, after the report made by the comittee of processe, anent the releuancey and probatione of Mr Robert Spootswoods dittay, wich was read and remitted to the seueral bodies, conforme to the orders of the housse.

The remnant of this fornoone spent one the heiring of bills, as was ordred zesterday.

This day the housse ordaines Sr Michell Balfour, Sr Jo: Houpe, Mr Alex: Colueill, Justice Deput and James Suord, to examine all such as shall be by the committee of processe remitted to thers.

The housse ordannes Fryday nixt for the sentenceing of Spotswood, Murray, Gordon and Guthrie.

The housse adiorned till Thursday the 15 of this instant, at 10 houres.

Thursday, 15 Jarij: Sessio 1.

A letter from General Maior Monro, from Irland, to the parl: of the dait 26 Dec: 1645, shewing them, if that they condescendit to the Englische to pairt with the toune of Belfast, that they might lykwayes pairt with all ther interest in Irland, and humbley desyres to haue the estaits adwysse how to carrey himselue in the bussines, and diuers other particulars; read.

Ane wther letter from the Scotts commanders in

the garisson of Belfast, shewing that the Englische commissioners did demand that garisone to be deliuered to them, conforme to a vote of the housses of parliament of England producit to them, of the dait 13 Nov: 1645, of wich they sent the double inclossed.

The housse remitts the ansuering of both thir letters to the committee of dispatches.

The housse this day, one a quere from the comittee of processe, setts done a reuell anent the proportione and fyne of delinquents being appeirand heires, viz. that hes fyne shall not exceid a zeires rent, and a halffe of that he is to succeid to; and that the appeirand heire be in directa linea.

The housse adiorned till to morrow at 9 houres, and that the haill members dyne befor they come to the housse, and ther be only one sessione all that day.

Fryday, 16 Jarij. Sessio 1.

The housse hauing formerly appoynted this day for sentenceing of thosse quosse dittayes was found by the comittee of processe releuant and prouen; after 3 houres debait anent the sentence to be giuen aganist Nathaniell Gordon, the comittey hauing found him guilty of heigh tresson; the housse, by wottes, sentences him to be forfaulted in lyffe, lands and guds; hes head to be struken from hes shoulders at the crosse of St. Andrewes, on Tuesday the

20 of this instant, at the houre of 12; and the magistrates of the said brughe ordained to see the same performed; and hes lands and goods to belong to the publicke.

To this sentence of Nathaniell Gordons, the L. Chanceler wotted not.

The Earles of Dumfermling, Cassiles, Lanricke and Carnwathe, wer not cleire anent the poynte of quarter; only amongest the barrons the La: of Creighe was non liquet.

The comittee of processe hauing found William Murayes processe and dittay releuant and prouen, and that he had incurrid the paine and guilt of heighe tressone, the same report being read in the housse 2 ouer, does by ther sentence and wotte forfault him, conforme to the acte of parl: 1644; ordanes hes landes and goods to belonge to the publicke, and hes head to be struckin from hes shoulders at the mercat crosse of St. Andrews, one Tuesday nixt, the 20 of this instant, at the houre of 12; and the magistrats of the said brughe to see this sentence execut.

Hes brother, the Earle of Tullibardin, wes not in the housse this day.

Thesse that wotted William Murray to be imprissoned during lyfe, and hes landes and goods to be forfaulted, wer,

Earle Eglintone,
Ea: Glencairne,
Earle Kingorne,
Ea: Dumfermling,
Ea: Bucleuche;

and amongest the barrons, the Lairds of Halcartone and Brigtone.

Mr Androw Guthres processe being found releuant and prouen by the comittee of processe, quhosse report being agane oppinly read in parliament, and he found to haue incurrid the paine, and to be guilty of heighe tressone aganist the staits of this kingdome, wes by wottes forfaulted, ut supra.

The Earles of Cassiles and Dumfermling wotted to spare hes lyffe, and forfault hes lands and guids, and to comitt him a perpetuall prissoner, wer the Earles of Cassiles and Dumfermling; the Lord Chanceler did not votte.

The housse, befor they did enter to the reiding of Sr Robert Spotswoods processe, did repell the defenses giuen in by him anent quarters, quo adeum; only the Earles of Cassiles and Dumfermling craued pardon of the housse, that they wer not cleir in that poynt.

The comittee of processe hauing found his dittay releuant and prouen, and him to be guilty of heigh tressone, ther report beinng this day read in the

housse, by wottes, they did forfault the said Sr Robert Spotswood, hes lyffe, lands and guides, heretable and moueable.

Hes report by the housse wes found bimembrous. The punishment of the first wes found, after debait, to be arbitrarcy to the parliament, wich wes hes adwyssing, doqucting, signating, carring and deliuering, zea, and persecutting James Grhames commissione aganist hes natiue countrey; the punishment of wich offence being, after muche debait, put to the woyces of the housse, it was wotted capitall, and he for the same judged to losse hes head.

The 2d member of hes dittay prouen, wes hes beinng taken in armes aganist the countrey at Philiphaughe, wotted for the same to be forfaulted, hes goods and lands to belonge to the publick; and for the 2 forsaids faults hes head to be strukin off hes shoulders, at the mercat crosse of St. Andrewes; and the magistrats of the said brughe ordanned to see the same put in executione.

Ther wotted to spare hes lyffe, forfault hes lands, and imprissone him during lyffe,

Earle Eglintone,
Earle Cassiles,
Earle Dumfermling,
Earle Carnwathe.

The Lord Chanceler and Earle of Lanricke crauid pardon at the housse, and did not wotte.

Amongest the barrons, to spare hes lyffe, La: of Telling.

Amongest the burrowes, Mr Robert Sarcher, for Aberdein.

A letter from our commissioners at London to the parliament, anent the propositions of peace, and ther desyre of alterinng some passages therin; as also anent the militia, with certane papers and wottes of bothe housses, that our horsse may be ther reduced to 2000, and our dragouns to 1000; thir letters of the dait at London, 6 Jarij: 1646, read.

The anssuer of both housses of parliament to the Kings 2 letters of the 26 and 29 December, read.

A letter of the 11 of Jarij: from Generall Lesley, desyring the Lord Hombies vpe coming to them to Newuarke, to cleir the accompts betuix them and Zorkeshyre, and to send vpe a comittee to attend the armey.

The housse adiorned till Saterday the 17, at 10 houres.

Saterday, the 17 Jarij: Sessio 1.

The Earle of Tullibardin humbley petitions the housse, that they wold be pleassed to pardone hes brother William Murrayes lyffe, in respecte, as he auerrid one hes honor, that he was not compos mentis, as also within age.

The housse, after debait, refusses hes petitione, and ordanes ther sentence to stand.

This day Sr Robert Spotswood, William Murray, Nathanell Gordon, and Mr Androw Guthrie, 3d sone to the sometyme Bischope of Murray, receauid the sentence of forfaultrey in the parl: housse, one ther knees, seuerally; Will: Murray and Sr Robert Spotswood last.

This day in the housse was read a letter from parl: to the maior and citey of London, giuing them heartly thankes for ther zeall to the reformatione of religione, and earnestnes of establishinng presbiteriall gouerniment; as also for ther loue to this kingdome, and ther seuerall adresses to both housses of parl: ther for that effecte; and by the housse ordained to be subscriued by the president of the parl: in ther name.

The housse ordaines the committees to meitt this afternoone, and the bodies all Monday, and the parl: at 4 in that day in the afternoone.

Sunday, 18 Jarij: Mr Robert Douglasse preached to the parl: befor noone; hes text, Isaiach, cap. 10, vers 24, 25, and 26. Mr Androw Cant preached to the housse this afternoone; hes text, 1 Kinges, cap. 8, vers 37, 38, 39, and 40.

Monday, 19 Jarij: Sessio 1. Pomerid:

The Earle of Tullibardin againe this day gaue in a humble petione to the housse, for prolonging the executione of that sentence pronounced aganist hes brother, Will: Murray, &c.

After much debait in the housse anent this petitione, at last it was put to the woyce of the housse, the ministers beinng called that had wissited him, and ther declaratione takin, the housse granted a delay till Fryday, 23 of Jarij: of the executione of ther sentence.

The housse directs a varrand to Colonell Maule and James Suord, to searche the sentenced prissoners, if or not they had sent out aney letters, or wrettin aney papers; with pouer to them to examine all that had beine withem ther anent, one othe, and to report.

The housse orders the Thesaurer of the armey to pay to Doctor Oliuiers widow the soume of 2000 merkes Scotts, to transport her home to France.

Tuesday, 20 Jarij: Sessio 1. Antemerid:

This fornone, altho the housse was adiorned till 4 in the afternoone, zet it mett and directed a warrand to Colonell Maule, Gouernour of the castell of St. Andrewes, to deliuer the prissoners that was sentenced on Fryday last to the magistratts of St. Andrewes.

Sessio 2da. Huius diej. Pomerid:

The housse mett this afternoone, and adiorned the parl: till Thursday at 10 houres, and ordaned the bodies to meitt on Vedinsday befor noone, and the committies that day afternone.

Thursday, 22 Jarij: Sessio 1. Antemerid:

Nothing done in the housse this fornoone, bot only the Earle of Cassiles chossen president, till the returne of the Earle of Craufurd, quho was absent in respecte of hes mothers death.

Sessio 2da. Huius diej. Pomerid:

The Lord St. Claire beinng examined, was by the housse exonered and discharged of that charge aganist him, for trincatting at Hereford with the enimey.

This day it was wotted in the housse, that none shall be oblidged to lend money, aboue the tuentie pairt of his estait; and ther estaits to be wallowed according to the judges estimatione.

Lykwayes, that no money be borroued from such as haue alredey lent, till they be payed of quhat they haue formerlie lent, ore of quhat the stait owes them.

The housse lykwayes, by woyces, finds that none shall lend money, wnles he be worth of zeirlie reuenew 500 merkes Scotts money, and 5000 of stocke.

The housse finds that the number of that committee for raissinng of moneyes by borrouing, fynning, processing of delinquents and malignants, and excisse, to be 7 of eache estait, and thesse that are of this committee to be one no other committee.

The housse adiorned till Fryday the 30 day, at 5

in the afternoone, and the bodies of the estaits to meitt seuerally in the fornoone.

Fryday, 30 Jarij: Sessio 1. Pomerid:

The comitte for fynes, processes, moneyes and excysse, being ioyned in one, 7 of eache estait are elected by woyces in the housse, viz.

Nob:	*Barrons.*
E. Marishall,	La: Bogie,
E. Cassiles,	La: Maner,
E. Tullibardyne,	La: Coudon,
E. Finlater,	La: Craighall,
Vis: Arbuthnot,	La: of Eight,
Lord Burlie,	La: Findaurie,
Lord Coupar.	La: Cragiewar,

Burrowes.

James Steuart, Robert Lockart, } for Edinbrugh;
Mr James Campbell, for Dumbartan;
Alex: Jeffray, for Aberdeine;
James Peddie, for Montrosse;
George Jamesone, Prouest of Coupar;
George Gairnes, for Brunt-Iyland.

Saterday, the 31 Jarij: Sessio 1. Pomerid:

A commissione for selling of delinquents lands, read, wotted and past the housse.

A letter from the assembley of dewins in England to the commissioners of the generall assembley of Scotland, reid in the housse, shewinng the estaite

and posture of churche affaires ther, and of ther endeuors to suppres heresies and shisems, and to establishe presbyteriall gouerniment and setlinng of ther churche, &c. This letter was presented to the housse by the commissioners of the generall assembley.

After the reiding of this letter, the housse ordaines a letter of incouragement from the parliament to be vrettin to the assembley of diuynes in England, giuinng them thankes for quhat they haue done in endeuoring to settle the churche ther, and willinng them not to faint, bot chirfully to proceid in such a good and pious worke, &c.

The president ordained to subscriue this letter in name of the housse.

The Earle of Calenders demands to the housse read, wich he requyres, if that the housse put the command of ther armey one him, wich wer thought most exorbitant and presumptous; zet it was ordered that the Clerck of Register should draw vpe a comissione to him aganist Monday nixt, in general tearmes, and the restrictions to be giuen him in artickells and instructions.

The housse this day agane assumes the debait anent the electione of the committee of estaits during the interuall betuix sessions of parl: and by woyces makes choysse of 12 of eache estait, viz. of the

Nobility,	*Barrons,*
E. Eglinton.	Laird of Colintonne,
E. Lotheane,	Sr Ja: Lockart of Ley,
E. Glencairne,	Sr Jo: Hamilton of Beill,
E. Dumfermling,	Laird of Garthland,
E. Buccleuche,	Laird of Cesnocke,
E. Wymes,	Laird of Tostis,
E. Dalhousie,	Dauid Betton of Creiche,
E. Lanricke,	Sr Tho: Ruthuen of Freeland,
Lord Zester,	La: of Wedderburne,
Lord Kircubright,	La: Balmaine,
Lord Balcarras,	La: of Taillung,
Lord Bargeney.	La: of Cauersse.

Sr Alex: Gibsone of Durie, Clerk Register, and Sr Adam Hepburne of Hombie, one of the Lordes of the Sessione, are supernumerarey for the barrons.

Burrowes.

Jo: Jhonstone, Burger of Drumfreis;
Will: Glendinng, Prouest of Kircubright;
Jo: Oughterloney, Burges of Aberbrothe;
Jo: Kennedey, Burges of Aire;
Robert Anott, Prouest of Perth;
Mr Alex: Wedderburne, Burges of Dundie;
Mr Robert Farquhar, Prouest of Aberdeine;
Mr Rob: Cunnghame, Burges of Kingorne;
Tho: Bruce, Burges of Streueling;
Sr Will: Dick, Burges of Edinbrughe;

Archbald Sydserffe, Burges ther;
George Porterfeild, Prouest of Glasgow.

The housse adiorned till Monday at 9 a clocke.

Sunday, 1 Feb: Mr Androw Cant preached to the housse befor noone; his text, Esaiah the 7, versse 24. Afternoone, this day, preached Mr Robert Douglasse; hes text, Ieremiah, cap. 31, versse 29, 30, 31-2 and 3.

Monday, 2d Februarij. Sessio 1.

The housse ordaines 2 letters to be wrettin in fauors of Mr Robert Meldrum, one to the Scotts commissioners at London, the other to the commissioners of both kingdomes.

Acte that no bookes of diuinitey be printed or reprinted, or concerning churche affaires, without the varrant of the generall assembley, ore commissioners of the kirke, read, votted and past.

Acte ordaining no libells, pamphletts or histories to be printed or published concerning the kingdome ore staite, without warrant of the principall secretarey of estait, parliament or priuey counsaill, read, wotted and past.

Acte discharging lykwayes, wnder the paine of 20 lib. to be payed by thesse that comes to them pro capite, wnles they be of that familey; and the vplifting of the fyne to be according to the acte of Perth, read, wotted and past.

Acte of extensione of the acte of hes Ma^ties^ second parliament, concerning not couenanting patrons, read, wotted and past.

Acte anent plantatione of scoules in eache parishe, with fees to be prowydit to the scoolemaster, of the soume of not exceiding 200 merkes, and not vnder 100 merkes, forby baptissme and marriages, and the profitt of the scollars, to be payed at 2 tearmes in the zeire, out of the proper lands and teinds promiscuoslie of the parishe, read, wotted and past.

Acte discharginng faires wpone Mondayes and Satterdayes, read, wotted and past.

The housse this day resumes the bussines anent St. Saluators colledge in St. Andrewes; and after 2 houres debait, ordaines the said vniversitey, conforme to thet preuilidges, to plant the first master of that colledge, now waikand by the decis of Mr George Martine, prouest therof, with a sufficient able man, as they will be anssuerable to the parl: and generall assembley.

The housse, by woyces, finds the report of that committee for the Lord Balcarras bussines shall stand; and ordaines him, for hes satisfactione, to haue the lands of Gorthie, wich belonged to Dauid Grhame, laitlie forfaulted.

The Earle of Calenders commissione, making him Commander in Cheiffe in Scotland of the armiey, without derogatione of the Earle of Leuins patent

and commissione in aney pairt, read, wotted and past.

Wotted by the wosse, that hes comissione should stand in thesse tearmes as it is generally conceaued, and the narratiue to be appairt; bot nothing folloued one this comissione: for Callender wold not accept of it, wnles that all reseruations wer delett out of the same; so that Generall Maior Midiltone excepted of the comissione, with such restrictions and limitations as the parl: was pleassid to grant vnto him, with the tytle of Generall Maior only.

The commissione for the Exchequer past, and ordained to indure till the nixt sessione of parliament; and thesse that wer one the comissione formerly, now attached ore to be attached for malignancey, ordained to forbeare cominng to that judicature wntill they be cleired.

The housse to meitt to morrow at 10 a clocke.

Tuesday, 3d Feb: Sessio 1.

The housse [this] dayes enters one the report of thesse directed to speake with the Earle of Callender, wich declared to the housse, that he wold not imbrace a subordinat commissione; so that vpone this report, the housse enters in a present debait anent a commissione to be giuen to Generall Maior Midiltone, wich was vnanimously accordit one and ordained to be exped.

A grate debait in the housse this day anent the

altering of the comissioners to attend the parliament of England. The Earles of Glencairne and Lenricke, with muche hait and contentione, wold haue the Earle of Craufurd [and] Lindesay to haue beine addit as supernumerarey to that commissione; bot after a werey long debait, that bussines was referred to a selecte committee, wich ordained the former commissione to stand, without aney addition or alteratione at all.

The Thesaurer of the armeyes propositions debaitted, read and assented too by the housse.

The housse adiorned till Vedinsday at 9 a clocke.

Wedinsday, 4 Feb: Sessio 1.

Acte anent recruitting of the armey in England with 10,000 footte, read, wotted and past. Fyffeshire excepted out of this acte, in respecte of ther grate losses at Tippermorre and Kilsythe, and the former grate leuies from thence.

23 bills remitted by the housse to the comittees of estaits, fynnes and moneyes.

Acte saluo jure cuiuslibet, read, wotted and past.

Acte adiorning the parliament, and declaring the same to be current till the 2d Tuesday of Nouember in this instant zeir of God, 1646, to be holdin at Edinbrughe, or quher the comittee of estaits shall appoynt the same to be holdin; in this acte, pouer is giuen also to the committee of estaits to conveene the parl: souner, if the necessity of affairs so requyre.

Some shorte Memorialls and Passages of this zeire 1649, and of the second Triennial Parliament begune and haldin at Edinbrughe the 4 of Jarij: being Thursday, this same zeire.

Thursday. Primus dies Parliamenti.

Mr Johne Leuingstonne made the sermon; his text was 1 Cronickells, cap. 15, versse 5: And quho is villing this day to consecrat his seruice to the Lord.

Memorandum, that this day Sr James Steuart, Prouest of Edinbrughe, with his Deane of Gilde, Balzies and Thesaurer, sat at a table couered with greane clothe, in the parliament housse, vithin the inner bar, in grandeure.

Mr David Dicksone said the prayers this day.

Ther wer present of the nobilitey,

E. Loudon, L. Chancelor,	L. Rosse,
Marques of Argyle,	L. Cathcarte,
E. of Sutherland,	L. Torphichin,
E. of Eglinton,	L. Balmerinoche,
E. of Cassiles,	L. Burlie,
E. of Leuin, Generall,	L. Couper,
Vis: of Arbuthnot.	L. Kircubright.

The housse first elected the Lord Chanceler, the E. of Loudon, president of this sessione of parliament.

The housse giues a generall warrant to all quhome it may concerne, (not mentioning the Lord Thesaurers name,) to bring the croune, suord and scepter, from the castell of Edinbrughe to the housse, and deliuer them to Arthure Erskyne, quho supplied the Earle Marishalls place, he not being admitted him selue to sitt, and hauing no deputey ther for him. The first day of the parliament, Mr Johne of Haycstone, in absence of the Lord Constable, quho was not present the night befor the parl: receauid the keyes of the parl: house, and one the first day of the same, had hes gaurd.

The Lord Chanceler did this day oppin vpe the parliament with a speache; and after him, Verresston, the Kinges aduocat, had a long tedious speich of ane houre and a halffes lenthe, aganist the pryme ingagers.

The Earle of Craufurd and Lindesay, Lord Thesurer, refusses to deliuer the honors bot by himselue, ore hes seruant in parl: and that wnder instrument, as he had receaued them at the ending of the last sessione of parliament from the E. Marishall; quhervpone, by a new order of the housse this day, he is againe ordained to deliuer them to Scottscraige, or els the capitane of Edinbrughe cas-

tell is ordained to make oppin dores and deliuer them to Scottscraige.

The housse ordaines the registers of parliament to be produced by the Clerck Register, to morrow, wich was done by Jo: Diksone, hes seruant.

Friday, 5 day Jarij: Sessio vnica.

The honers produced by the Lord Thesaurers seruant, William Law, in parliament. Vpone the productione quherof, the E. of Cassiles, in face of parl: in the Thesaurers name, tooke instruments.

This day, all they quho are now members of parl: did solemly sueare the othe of parl: and subscriue it lykwayes; they that had not subscriued the national couenant, did subscriue the same in face of parliament.

The housse ordaines the comittee of exceisse to proceid still in ther bussines, till the parliament sall giue them contrairey orders.

The housse lykwayes ordaines all the comitties of warr in the seuerall shyres of the kingdome, to proceid, and acte bussines, wntill the parliament shall take furder orders and nominat new committies.

This day, the sumonds of Alex: E. of Eglintone, aganist the Earle of Glencairne, reducing a decreit, obteined by Glencairne befor the Lordes of Sessione, aganist for the place of precedencey, is called in parl: and continwed.

The housse this day ordaines a committee of 6 of

eache estait for dispatches, maior pars to be a coram, prowydin the be one of eache estait.

Nobility.

Argyle,	Balcleuche.
Eglintone,	Arbuthnot,
Cassiles,	Balmerinoche;
Barrons.	*Burroues.*

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Presid: of Parl: supernumerary in this, as in all other comitties.

The housse ordaines a comittee of three of eache estait for ouertoures, and moneyes, the coram to be maiore pars prowyding ther be one of eache estait; and for raising the burdens of the countrey.

Nobility. *Barrons.* - - -

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The housse this day lyywayes ordaines a comittee of 3 of eache estait, for bills and ratificationes, maiore pars to be a coram, so that ther be one of eache estait.

Nobility. *Barrons.* - - -

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The housse this day sends the Earle of Cassiles, Varrestone and the prouest of Edinbrughe, to the commissione of the kirke, anent a fast ordained to be keipt by all the members of the housse, and the leauge and couenant to be subscriued by them, one Vedinsday nixt, the 10 of Januarij.

This day the Marques of Argyle had a verey long speiche, consisting of 5 heads, wich he called the brecking of the malignants teith, and that he quho was to speake after him, (Warreston, viz.) wold brecke ther jawes.

His first head was aganist the ingagers being statesmen, and intrusted with grate places, quho had broken ther trust.

2d. Aganist the ingagers committee-men, quho by ther tyranny had opprest the subiects.

3d. Aganist declared malignants, formerlie fyned in parliament, ore remitted, and now againe relapssed.

4th. Aganist thesse that wer eager promotters of the laitt ingagement with England.

5tly. Aganist suche as had petitioned for the aduancment of the leuey. Thir 5 heads he called his classes. Varrestone, the Kinges Aduocat, after the Marques of Argyle had endit, read a speache 2 houres in lenthe off his papers, being ane explanatione of Argyles 5 heads, or teith, as he named them; with the anssuering of such obiects he thought the pryme ingagers wold make in ther auen defence aganist the housse now convened, wich they did not acknouledge to be a lawfull parliament.

This day a letter from the Scotts commissioners, E. of Lothean, Chisley, and Glendining, from London, red in the housse, shewing the grate attentione

of affaires ther, and hou that aboue 160 members of the Housse of Comons wer extrudit the housse by the blasphemous armey; as also how the comittey of the armey had resolued to putt the Kings Maiestie to the tryall of a counsaill of warre, and ther to judge him as a prissoner of warre: Lykwayes they desyred the parliament wold giue them speidey instructions how to carey themselues in so difficult a bussines, not knowing to quhome to applay themselues.

The housse remittes the anssuering of this letter to the comittee of dispatches; and ordaines them to meitt to morrow at 8, with a comittee of the comissioners of the kirk; and the parl: to meitt at 10.

Saterday, 6 Jarij: Sessio vnica.

The Chanceler makes a report from the comittee of dispatches, anent ther procedur this morning with the committee of the kirk, anent the anssuer to be returned to our commissioners letters at London. The acte of the committee of estaits anent the indictione of the parl: remitted to the seuerall bodies.

The initiall wordes to be prefixed to the actes to be past in this sessione of parliament. Remitted to the bodies lykwayes.

The orders of the housse this day read in parliament, alloued and remitted to the comittee of ouer-

tures, to see if they will adde aney thing more to them, for this present sessione of parliament.

The housse ordaines the bodies to meitt one Monday, at 8 in the morning; and at 8 one Tuesday; and the parliament one Tuesday at 10 houres.

Sunday, 7 Jarij: Mr Dauid Dicksone preached befor noone; hes text, 46 Psalme, vers 10.

Mr James Hamilton preached afternoone; his text, Cronickells 2, cap. 5, at the begining.

Memorandum, that this Sunday Sr James Steuart, prouest of Edinbrughe, with his haill toune counsaill, came in, in grate pompe, one the L. Chancelers right hand, the Marques of Argyle walking behind them, with his mace carried befor him, and sat doune at a grene table, sett for him in the parl: housse, within the barrs, in chaires, with a blacke weluett clothe and cusheon befor him.

Commissioners of shyres present at this parliament.

Edinbrughe,	Sr Archbald Jhonstone of Warreston;
	George Vinram of Libertone.
Fyffe,	Arthur Erskyne of Scottscraige;
	Sr James Haccett of Pitfirrane.
Linlithgow,	Mr William Sandelands of Hilderston;
	George Dundas of Dudingstone.

Lanricke,	Johne Hamiltone of Vdstone;
	Mr Johne Dicksone of Busbie.
Drumfreis,	James Douglas of Mowsall;
	Johne Fergusone of Craigdare.
Dumbartane,	Sr Loduick Houston of that ilk;
	William Semple of Fulwood.
Stirlinge,	George Buchanan of that ilk;
	Sr Jame Hope of Kersse.
Hadingtone,	Johne Cockburne of Ormestone;
	Robert Hepburne of Keithe.
Beruick,	Sr Dauid Home of Vedderburne;
	La: of Suanton, younger.
Sutherland,	Sr Robert Gordon of Embo.
Clackmanan,	Sr Charles Erskyne of Cambuskeneth.
Angus,	Jo: Lindesay of Edzell;
	Sumer of Balyordie.
Elgyne and Forres,	Alexander Broddie of that ilk;
	Sr Lodouick Gordon of Gordonstoune.
Nairne,	Alexander Brodie of Lethem.
Peiblis,	Sr Alexander Murray of Blackbarroney;
	Jo: Dicksone of Hartrie.
Bute,	- - - - - -
Aire,	Sr William Cuninghame of Cuninghamehead;
	Sr Heu Campbell of Cesnocke.

Kincardin,	Laird of Halyreine.
Roxbrughe,	Sr Androw Ker of Greinhead;
	Sr Thomas Ker of Cauersse.
Perth,	Sr Thomas Ruthuen of Freiland;
	Sr Johne Brune of Fordell.
Kircubright,	Villiam Greirsone of Bargaltan.
Vigtone,	Sr Robert Adare of Kilhille;
	Androw Agnew, fear of Lochnaw.
Aberdeine,	Arthur Forbes of Eaght;
	William Forbes of Leslie.
Ranfrew,	Sr George Maxswoll of Nether Pollock;
	Johne Shaw of Greinocke.
Argyle,	- - - - - -
Stirlinge,	- - - - - -
Selkirke,	- - - - -
Orknay,	- - - - - -
Cathnes,	Sinclaire, Laird of Dunbeathe.

Commissioners of burroughes present at this parliament.

Edinbrughe,	Sr Ja: Steuart;
	Ja: Borthwick.
Perth,	Patrick Rosse.
Dundie,	Ro: Dauidsone.
Stirling,	Tho: Bruce.
Linlithgow,	James Campbell.
St. Andrewes,	Ja: Suord.
Glasgow,	Geo: Porterfeild.

Aire,	Hew Kenedey.
Hadingtone,	- - - -
Dysert,	William Symsone.
Kircaldey,	James Law.
Montrois,	- - - -
Couper,	George Jamesone.
Anstruther Easter,	- - - -
Drumfreis,	Maior Mackbirney.
Brunt-Iyland,	George Gardyne.
Innerkething,	- - - -
Kingorne,	Mr Rob: Cuninghame.
Brechin,	- - - -
Iruinge,	Mr Robert Barclay.
Jedbrughe,	- - - -
Kircubright,	William Glenduning.
Vigtone,	- - - -
Aberdeine,	Mr Alexander Jaffra.
Pitinweyme,	- - - -
Anstruther Wester,	- - - -
Selkirke,	- - - -
Dumbar,	- - - -
Dumbartane,	Mr James Campbell.
Renfrew,	- - - -
Lanricke,	Gedione Jacke,
Peibles,	- - - -
Craille,	Alex: Cuninghame.
Culrosse,	James Aitken.
Bamffe,	Mr Alex: Douglas.

Forfar,	Johne Scott.
Ruglen,	- - - -
Lauder,	- - - -
Inuernesse,	Johne Forbes.
Dumfermlinge,	- - - -
Elgyne,	Mr Johne Hay.
Nairne,	- - - -
Tayne,	James Mackcullocke.
Forres,	- - - -
Rothesay,	- - - -
Whithorne,	- - - -
Lochmaben,	- - - -
Anan,	- - - -
Cullaine,	- - - -
North-Beruick,	- - - -
Sanquhaire,	- - - -
Dornocke,	- - - -
Newgalloway,	- - - -
Arbrothe,	- - - -
Queinsferrey,	- - - -

14 instructions concludit by the committee of dispatches, and votted in parl: and sent with ane expresse to the Scotts comissioners, the Earle of Louthean, Sr Jo: Cheisley, and William Glendininge, at London.

1. To wsse in your applicatione, the Saluo, mentioned in your letter, that it seime not to import the ap-

probatione of aney violence vssed against the parliament, or aney member therof.

2. That you haue your addresses to such Lords and comons as are oure frinds, and weill affected, and of the honest partie.

3. That your applications be so conceaued, that they giue no occasione of offence.

4. That nothinge proceid from you justifiing the Kinges proceidinges and actiones.

5. Nothing in approbatione of the lait ingagement.

6. Nothinge wich may import ane breache, ore giue, or be a ground, or seide of a new varre.

7. That they wold delay to medle withe the Kinges persone, according to ther seuerall promisses and declaratione at Newcastle and Humbie housse.

8. That none of the members of this parliament had, or hes aney hand in the proceiding of the armey aganist the Kinge and members of parliament.

9. If they proceid and pronunce sentence aganist the King, that you enter your disent and protest; that this kingdome may be free of all the desolatione, miserey and bloodshed, that inevitablie vill follow therwpone, without offring in your ressone, that princes ar eximed from triall of justice.

10. If they proceid to shaw, the calamities will

follow, and how griuous it will bē to this kingdome, considering his deliuerey vpe at Newcastle.

11. If the papers, called the peopells aggreiment, shall be pressid, and shall import aney thinge anent the processinng of the Prince, or clamaing the fundamentall gouerniment of that kingdome, that you enter your dissent and protestatione, vt supra.

12. You shall [act] after the same instructions, or therin, by adwysse of our frinds ther.

13. To prosecute your last instructions, anent the couenant, and aganist tolleratione.

14. To shew that the Kinges last concessions are not satisfactorey to ws in poynt of religion.

Memorandum.—That in the comittee of dispatches, the 6 of Jarij: in the morning, beinng conveined anent the drawing vpe instructions for ther comissioners at London, anent the Englishe speedey procedure, contrairey all law, aganist the Kings lyffe, and being assisted by 6 ministers, viz.

Mr Rob: Douglas,	Mr Johne Row,
Mr Dauid Dicke,	Mr Samuell Rutherford,
Mr James Guthrie,	Mr Patrick Gillespie.

Amongest them ther arosse a disput vpone Varestons mouing of a fast to be keipt by the parliament, wither or not the comittee should goe presently one to some instructions to ther commissioners, the King being in such hazard, or to superseed them 3 or 4 dayes, till after the fast; after much disput,

it was carried by woyces, that as the bussines of greatest consequence was the Kings preseruatione, they should all goe to the present drauing vpe of the instructions. Thesse that votted for a delay of expeding presently thesse 14 instructions, wer the Marques of Argyle, Sr Tho: Ruthuen of Freiland, and Mr Dauid Dicksone, and Varestone, the aduocat; and that till after the fast should haue beine keipt: bot Argyle, after he saw that it was caried by wottes in his contrarey, he changed his first oppinione, with a faire appologey, and willed them then presently to enter to the bussines.

Vedinsday, 25 of Januarij, 1649. The parl: hauing takin ane othe of secresey of all the members of the housse, sent Robert Hackett with 2 troupes of horsse to apprehend the Earles of Lauderdaill and Lanricke; bot befor the horsse came, they wer gottin a shipbord of a Flemishe man of warre that attendit vpone Lauderdaill, and had brought him from Holland in the begining of this mounthe. The parliament sent ther maisser, Mr Johne Hendersone, abord the waughters shipe, (bot could see non of them,) and charged them, wnder the paine of tressone, to compeir befor the parliament, within 3 dayes; the Hollander called him ane idle fellow. One Sunday, the 28 of Jarij: they lowssed from Leith, rowd, and came doune to Elie road, quher the Lord Balcarras, in tyme of the forenoons sermon, (being sent for) went aboard

and spoke with Lauderdaill and Lanrick; and aboute 2 in the afternoone they went to the sea for Holland; thus they escaped the parliaments handes.

K. Charles behedit at Whytehall gate, in England, by that traiterous parliament and armey, (all honest men being formerly remoued,) one Tuesday, the 30 of Januarij, 1649, and wes interrid at Vindesore, one Friday, —— of Februarij, in the same waulte K. Henrey the 8, and one of his wyffes, wer formerly interrid. The maner of his carriage to the graue thus: the Kings seruants that waitted all the tyme of the Kinges imprissonment, went befor the bodey; the Gouernour of the castell went with Doctor Juxsone, nixt, befor the bodey; the Ducke of Richmond, with the Earles of Herteford, Southampton and Lindesay, carried the foure corners of the veluet ouer the corpes, wich was caried by shouldiers; it was desyned by the D. of Richmond, that the bischope might vsse the ceremonies vssed at the buriall of the dead, bot that was not permitted, &c.

Prince Charles proclaimed King of Grate Brittane, France and Irland, at Edinbrughe crosse, by Ila and Snaudon, heraulde; the Lord Chanceler, Loudon, in black veluet goune, read the proclamatione: he was assisted by all the members of —— vpone Monday, the 5 of Februarij, 1649.

The toune of Inwernesse taken in this monthe of

Februarij, 1649, by T. Mackenzie, Laird of Pluscardey, brother to the Earle of Seaforte, assisted by some of the Frassers and Monroes, and by them dismantled.

The last of this mounthe of Februarij, 1649, Johne Elphinstone, Lord Balmerinoche, deyed of ane apoplexie, in his auen chamber in Edinbrughe, one Thursday, about 3 in the morning, being the first of Marche, hauing supped with the Marques of Argyle, goue weill to bed, bot fand himselue seeike after his first sleeipe; called to a seruant for some sacke, bot befor the seruant coulde returne with the wyne, he was gone. At this tyme, the Earle of Lothean, Sr Jo: Chisley, Villiam Glendining and Mr Robert Blare, minister of St. Andrewes, commissioners for the kingdome of Scotland, in England, hauing receaued orders to goe for Holland to the King, and being at Grauesend to imbarcke, they wer arrested by a troupe of Cromwells horsse, by warrant from that blasphemous armey, and vicked parliament.

Sr Archbald Jhonstone, in Februarij last, viz. 27 of the same, being arrguing against Sr Jo: Broune, anent the Scotts last going into England, and the Englishe, with Cromwell and Lambert, ther heircoming at the Whiggamaire roade, confest publickly in open parliament, (altho by him formerly denayed, and mensuorne,) that they cam into Scotland with consent; quherwpone, Sr Jo: desyred the clerke to

marke that, as ane essentiall poynt, now confessed in publicke parliament.

In the begining of Marche, 1649, Generall Scoute-master, Roe, was sent to this parliament from the committey of estaits of the comonwealth of England, (as they call themselues) desyring to know if they wold adhere to the paper giuen in by the Scots commissioners to the lower housse of England, of the 24 of the last mounthe; the parl: hes anssuered it, and hes giuen Roe his dispatche, shewing that they did adhere to that paper, and quhat ther commissioners had done.

He shew that the Scotts commissioners wer coming doune to Beruicke with a gaurd.

This parl: wpone ther acte of classis, (as they call it) wich they made in the begining of this parl: to catche all men that was not of ther mynd, bot loued a King and peace, did displace the E. of Craufurd out of the office of Thesaurer, wnhard; and made 4 commissioners of the thesaurey, viz.

Argyle,	Cassiles,
Eglinton,	Burlie.

For S^{r} James Carmichell, Thesaurer Depute, they haue placed hes sone, S^{r} Daniell, a follouer of the Chancelers.

In the Lord Priuey Sealls place, E. of Roxbrugh, they haue placed the E. of Sutherland.

In place of the Earle of Lanricke, Secretarey, they

haue placed tuo coniucte secretaries, viz. the Earles of Cassiles and Louthean.

In place of Sr Alex: Gibsone of Durie, Clerke Register, they haue placed Jhonston, the Kinges aduocat; and in his place they haue made Mr Tho: Nicholsone aduocat.

They haue displaced 8 Lords of the Session, werey able men, viz.

The Register,	Innerpepher,
Thr Deput,	Balconey,
Justice Clercke,	Neuton,
L. Halcartone,	Lie;

and in ther places they haue put

Mr Geo: Vinrame of Libertone;
Sr Ja: Hope, Gen: of the Cuniziehousse;
Mr Robert Macgill, ane aduocat;
Mr Robert Bruce, ane aduocat;
Laird of Cesnocke, Campbell;
Laird of Brodie;
Mr Alex: Peirsone, ane aduocat;
Sr Will: Scot, a clercke of the sessione.

The Lord Balmerinoche extraordinarey place of the sessione, they haue bestowed it one hes brother, the Lord Couper, quhosse head will not fill his brothers hate; and the other vacand extraordinarey place, wich belonged to the Earle of Craufurd, they haue filled it vpe with the Earle of Cassiles, that hes now 3 places.

The Lord Balmerinoches corpes wer intterrid in the old chapell of Rastalricke, one Fryday, the 2d of Marche.

James, Ducke of Hamiltone, was beheidid in England, by that impious parl: and conwicte ther as Earle of Cambridge, the 9 of Marche, 1649; and that same day, after him, wer beheidit Henrey Riche, Earle of Holland, and Eduard, Lord Capell.

9 Martij, 1649. The parliament past a most strange acte this mounthe, abolishing the patronages of kirkes, wich pertined to laymen since euer Christianity was planted in Scotland. Francis, Earle of Balcleuche, and some others, protested aganist this acte as vrangous, and all togider derogatorey to the just rights of the nobility and gentrey of the kingdome of Scotland, and so departed the parl: housse. Bot current was carried for the presbeteries and churche way, in respecte Argyle, the Chanceler, and Arch: Johnston, the kirks minon, durst doe no wtherwayes, lest the leaders of the church should desert them, and leaue them to stand one ther auen feeitt, wich without the church non of them could weill doe.

This notable pranke in effecte resembles muche the 14 Grauamen wich Germaney did exhibit, Reg: Carol: 5, to Pope Adrian, amongest the abusses of the Roman sea, that the Pope and his Legats vsurped the right of patronage belonging to layicks, and

dispensed them benefices vaccand to his fauorits and abettors, contrarey to law, right and reall possession, tyme out past all memorey and prescription; vich wold proue in tyme the ruine of the Catholick church; bot lykwayes wold sturre vpe maney enimies aganist the Roman churche, in doing so publicke ane acte of iniustice, quherin so many persones (layicks) of all degrees wer intressed.

And this acte, to make it the more spetious, they colored it with the liberty of the people to choysse ther auen ministers; zet the generall assembley holdin at Edinbrughe, in the mounthes of Julij and Agust, this same zeire, made a werey sore mint to haue snatcht this shadow from the people, (notwithstanding ther former pretences,) colationed the sole pouer one the presbeteries, and oute-foolled the people of that right they formerly pretended did only and especially belonge to them, jure diuino; as according to the new deuinitey of thesse tymes, till the acte was past, bothe the leaders and ther creture Jhonston, pleaded with all the forcible arguments wrested Scripture could produce, to procure ther auen ends and gratnes, wiche tyme will not faill heirafter fully to discouer to a wronged posterity.

The Scotts parliament sent commissioners to the young King, to Holland; the Earle of Cassiles, the Laird of Brodie, Mr Alexander Japhrey, Balzie of Aberdeine, and Mr Robert Barclay, prouest of Ir-

win; and with thir commissioners of the staite, the kirke sent Mr George Winram of Libertone, reuling elder, with Mr Robert Balzie and Mr James Wood, ministers. They all made saill from Kircaldey road, in Jhone Gillespies shipe, one Saterday the 17 day of Marche, instant.

The parliament, one ther former sentence of forfaultrey against George, Marques of Huntley, ordained hes head to be choped off from hes bodey, at the crosse of Edinbrughe, one Thursday, the 22 of Marche, this zeire; wich wes performed. He wold not be relaxed from the sentence of excomunicatione, &c. His corpes wer carried to Settone, to be interrid ther in the comon buriall of that family, from wich himselue had issewed.

The first exchequer day that was holdin after the ryssing of the parliament, in the end of Marche this zeire, the Chanceler, Loudon, had 3 gifts past; the signators quherof wer wnder K. Charles the Firsts hand.

1. His haill lands wich wer hold in ward and releiffe (for most of them wer so) changed, and holdin blenche, for payment of a read rosse.

2. A gift, durante vita, of the shriffschipe of Aire, altho gifts of this same nature wer declared woyde in this same parl:

3. A gift to him and hes heires of the balzirie of Kyle. It seimes that thesse 3 signaturs now past,

wer a pairt of that recompence for wiche he betrayed the King to his enimies, and the countrey to its oppressors; for indeid he played notoriously with bothe handes. And being president of that parl: 1648, wes the only man, by his longe oratione, that most wrged and moued that ingagement against England, for the Kings releiffe, wich he therafter disclaimed, and persecutted all vthers quhom himselue had persuaded to contenance and enacte thesse lawes himselue first did brak, enacte, and repealle; quhen as he had bound himselue, both by word, othe and wreat, to the Kings Maiesty, at the Ile of Wight, being then one of the commissioners of the kingdome of Scotland. At the parl: 1648, he maid a longe oration, most bitter and invectiue, against the Englishe, calling them a periured natione, oppressors and murthers of ther King, heretiques, sectaries, enimies to monarchey, breckers of leauge and couenant. To most of the actes of this parl: he consented, especially to the leuey, and all of them he subscriued with his auen hand, (being president therof); bot about the end of the same, he begane to appeir in his auen colors, quhen as that parl: and the commissione of the kirke could not aggrie one certaine poynts, imediatly after Ducke Hamilton was enacted to be generall of the armey. Bot in this parl: Jarij: 1649, he spoke als muche aganist that wich formerly he had plotted and contriued, as was sufficient to

lett understanding men know, that now he labored to put him of the way, quho only could call him to ane accompt for hes periurey and fallsse packing.

To remember how with aboundance of teares the L. Chanceler made his repentance in the east churche of Edinbrughe, declaring so much of hes former honest dealling to the people, as he weill knew eurey one vnderstood; and this wes done to pleasse some of the leading ministers, (quho wer now leading this penitent in triumphe,) and causing him sing peccaui, to bleare they eyes of the comons; he can veill preuaricat with men quho takes him to be the L. Chanceler of Scotland, bot with God he cannot, quho knowes him to be a heighland man bothe in lyffe and maners.

To remember, how in the preceding zeire, 1648, the Marquesse of Argyle and the E. of Craufurd, vent out to Muskillbroughe Links to fight the combat. The E. of Lanricke wes second to Craufurd, and L. Col. James Innes of Sandsyde, wes 2d to Argyle; all that wes one them could not make Argyle to fight, till he saw L. Colonell Haddan, the Chancelers man, come in to pertey them. Then was he something stoute, and refussed to subscriue that paper, wich he wold haue formerly done (I belieue against his will,) bot had beine forced ather to doe it or ells to cast offe his doublett and boottes, wich he wes wounderous lothe to doe, in respecte of the coldnesse of the wether.

For this grate escape, Argyle became a werey humble peinitent to the committie of the kirke, acknouledging this foulishe acte of his to be a scriptuall disertione. Vpone this imergent, the ensewing generall assembly made ane acte of the 12 of Agust, 1648, aganist duells, vretters and receauers of challanges and chartells, that without respecte of persons they shall be processed with the censures of the kirke, and make ther repentence befor the pullpit, &c. tuo seuerall Lordes dayes. The first day, the minister is to shew them ther sin and the gratenes of ther offence; and the 2d day, they are to make a soleme publicke confessione therof, and professione of ther vnfained humiliatione and repentance for the same; and if they refusse to zeild obedience, them to be processed with excomunicatione.

Sr George Haliburtone of Todrews deyed in Marche this zeire, 1649, he was one off the senators of the colledge of justice; and in his place the - -

In Marche this zeire, 1649, deyes William Douglas, Earle of Morton, Lord Dalkeith and Aberdour, (Knight of the order of the Garter, sometyme Lord Thesaurer of Scotland, Capitane of the Gaurd, and Gentleman of the Bed Chamber to K. Charles the First) at the castell of Kirwall, in Orknay, and wes interrid ther. This same zeire, the 30 of Maij, at Kirwall, in Orknay, deyes Anna Keith, Countesse of Morton, eldest daughter to George, Earle Mari-

schhall of Scotland, and wyffe to William, Earle of Morton, and wes interrid by her husband ther, 1649.

Vedinsday, 3 Apprilis. Letters came from the Earle of Cassiles, from Holland, shewing that hes Maiestie wold not nor could not allow this parl: and ther iniust acte of classis; bot wold grant heartly all that might aduance or concerne religione, and wold subscriue the couenant.

Mr Dauid Dicke, minister of Glasgow, wreat to a ladey, that her ladischipe nedit not to be affrayed that England wold trouble ws; for (says he) the King cannot giue ws that satisfactione, doe quhat he will, that will moue ws to inwade that kingdome, or oppose that holy and religious armey, &c. mening the hereticks and sectaries. This Mr James Bruce, minister of Kingsbarns, told me, that my Lord, the Earle of Craufurd, told him he saw the principall letter, and read it. Sunday, 7 Apprilis, 1649.

7 Apprilis. Leiuetenant Generall Lesley, laying with his armey about the North Watter bridge, sent to Edinbrughe, to the comittee, 10 prissoners from time to time; they wer gaurded frome Couper of Fyffe this day to Brunt-Iland. The cheiffe of them wer, L. Colonell Lightone, Maior Johne Strachan, Mr Jo: Cruckshanke, a preacher, and Mr Villiam Orde, serviter to James Grhame, sometyme Earle of Montrois, quho had lately beine sent to this coun-

trey with letters from his master out of Holland; he was apprehendit at Kermure, in Angus. Maior Straquhan, being in Dunotyre, with the Earle Marishall, Da: Lesley sent Gilbert Carre for him, to speake with him; bot immediatly after he cam to him, he put him wnder a sure gaurd; and thus sent him to Edinbrughe, by the estaits order, as he affirmed.

In this mounthe of Appryle, ther was 160 horsse leuied in Fyffe, to the Lord Elcho and Sr James Hacckett of Pittfirrane, quho wer colonells. Each horsse was raissed vpone the rent of 3768 merkes, vith 12 lib. of leuey money for eache trouper. The horsse and furniture, as sadell and pistolls, wer ratted, conforme to the acte of leuey, at 160 libs Scotts; the ruttemasters tooke 300 and 320 merkes Scotts, for such as could not sett horsse to ther lyking; viz. 160 lib. for the horsse, 40 lib. for the ryder, and 12 lib. for the leuey money.

Elchos ruttemasters wer, Alexander Frasser, vnckell to the young Lord Louat, his cussin germane, and Androw Arnott of Kepeldrae. Sr James Hacketts troupe wer for himselue.

Nota.—The charges of the shriffdome of Fyffe, from the letter end of Appryle, 1648, to the end of Appryle, 1649, for excisse, monthly mantinence, leuieyes of horsse and footte, vnder the Lords St. Claire, Kelly, Dumfermling, Balcarras, Dauid Lesley, Col: Pitscot-

tey, Sr Jo: Lesley, Sr Arch: Stirling of Carden, Lord Elcho, Sr James Hacket of Pitfirrane, with ther leuey money, extends too 800 and 60 thousand merkes Scotts. Since the shriffdome of Fyffe extendes to suche a waste soume of money, I leaue it be inquyred after by all honest men and trew patriotts, quhat the soume will extend too throughe all Scotland, and how the same is expendit. The subiects liberty, notwithstanding, being daylie more and more retrinsched; the countrey empouerished, opprest and ruined: priuate men wnder the cloke of religione, from the dust raised to mightie fortuns, and ministers become conquesters of land.

Nota.—That King Charles, the day befor he was execut, being in St. James Galerey, (accompined only with Doctor Juxon, and the Capitane of that blasphemous and traiterous gaurd, wich waitted on him,) quher one a vindow, he espayed hes auen picture drauin on the glasse, one wich he lookit aboue halffe ane houre; this ruffian, his keeper, (askis him quhat he did meditat one, for nou he should be bussied with better thoughts then to gaze one a picture in the glass; to quhom the good Prince made no anssuer at all, only Doctor Juxon humbley besought his Maiesty not to take notice of the scuruey behauiour of so basse a varlet. Bot, sayes the Doctor, Sr, it seimes to me, that your Maiesty hes beine one some deepe and serious meditation; if with

your good liue and patience, your Maiesties goodnes wold shew it me, I wold be hartilie weill content. Sayes the King, this indeid is my picture one the glass, and befor this tyme did I neuer perceaue it, only now I find a fault in it; quhat is that, (sayes the Doctor,) if it may pleise your Maisty? you see, sayes the King, that heir is aboue my head a croune, bot it should haue a crosse; and so begins to vtter to the Doctor a most pious and profound meditatione wpon the vanities of earthly crounes and kingdomes, and assurid ioyes and aternall felicities that attendit all thesse that trewly embraced the crosse in this lyffe: and with all, he made to the Doctor a briffe capitulatione of hes auen grate miseries and misfortuns; and then the Doctor had ansuered him werey piously one that same subiecte. The King, interupting his furder discoursse, sayes, Doctor, I haue forgottin one thing wich is now come in my mynd; you see heire my figure designed Carolus Rex, and fitting my present estait, and assurid houpe of my future felicity, this anagram of my name is presently come in thought of thesse tuo wordes, Carolus Rex—

Cras ero Lux;

Wich I houpe in the mercy of my blessed Sauiour, Jesus Christ, befor the morrow at this tyme, shall be assuridly werified one me a miserable sinner.

The Youbell of the Proclamatione aganist the Rebellione in the North, called Pluscardes;

Proclaimed at Edinbrughe Crosse, 4 Maij, 1649.

Wheras the staits of parliament, vpone consideratione of the insolent practisses, and rebellious attempts of Thomas Mackenzie of Pluscarden, and other his associatts, did, by acte of parliament, declare them and all suche as should ioyne with them guilty of the cryme of heighe tressone; and prohibit all maner of persons quhatsomeuer to giue aney maner of assistance, or countenace the persons forsaid, wnder the paine of being esteimed rebells and enimies to religion, king and kingdome; and further, the committee of estaits out of ther earnist desyre to preserue the peace of this kingdome, and to reclame thesse men from ther wicked wayes to ther dutiey and obedience, and especially out of ther clemency touards suche as throughe informatione wer insnared in thesse courses, did giue pouer to L. G. Dauid Lesley, to make a generall offer to all suche as wer in armes, of freedome in ther persons and estaits, they giuing ane assurance for ther good behauiour in tyme coming; all wich, notwithstanding, James, Lord Ogilby; Lord Rae; Lues Gordon, sone to the lait Marques of Huntley; and Ihone

Mideltone, sometymes called Generall Maior Midletone; haue rissen in armes, and ioynd in opine rebellione with the said Thomas Mackenzie of Pluscarden; wich sheweth that no necessity for ther auen preseruatione hathe driuen them to this coursse, bot ther constant malic and wickednesse aganist this causse of God and peace of this kingdome, and ane ambitious desyre to atteine ther auen basse endes; for if the had aney loue to religione and the soleme leauge and couenant wich they haue suorne and subscriued, they wold not haue ingaged in wayes so euidently destructiue therwnto, aganist the mynd and judgement of the quholl kirke; or if they had aney regaird to the peace of this kingdome, they wold not begine ane vnnaturall warre, to shed the blood and teare the bowells of ther auen natiue countrey, and incresse the burdens of this exhausted kingdome, and therby (if the Lord in mercey preuent not) bring one famine and desolatione; nether wold they, if they had aney respecte to the King, persist in desinges so præiudiciall to his pouer and weelfaire, indeuoring, so far as in them laythe, to diuert him from giuing of satisfactione to the commissioners sent from this kingdome, and now attending his Maiesties anssuer. Therfor, the committee of estaits, after mature deliberatione, doe heirbay declare the saids persons, with ther adherents and abettors, and all such as shall heirafter ioyn and

concure with them, to be guiltey of heigh tressone, and to be proceidit aganist accordingly; and discharges all wther persons, of quhatsomeuer quality or degree within this kingdome, to assist or supplie the saids rebells and ther adherents, or aney of them, with men, money, armes, ammunitione, wictuall, counsell or intelligence, or to keepe aney correspondency, publick or priuat, or aney quho ayde or countenance them, wnder the paine of being esteimed as enimyes to religion, the Kings Maiesty, and the peace of the kingdome: and further giue pouer and warrant to all the good subiects within this kingdome, to risse in armes for opposing and suppressing the saids rebells, as they shall be requyred by the Generall, L. Gen: Lesley, or aney others hauing authority for that effecte; and to the end all the kingdome may haue full satisfactione concerning the equitie of our proceidinges: and that thesse now in rebellione, may be zet reclaimed from ther wicked practisses and desainges, if it be possible; or wtherwayes left altogider wnexcussable. The comittee of estaits is content to pas by aney thing they haue done in reference to this lait rebellion, and to allow wnto them freedoome in ther persons and estaites; they renouncing and disclaiming ther present course, and giuing assurance for ther deutiful carriage in tyme coming. It being always prowydit, that such as shall accept of this offer, shall come in to Leiu: Gen:

Lesley, and giue the satisfactione betuix this and the 20 of this instant, in wich caisse they shall be free. Bot that the said declaratione shall stand in full force aganist all such as after the tuentie day shal persiste in rebellione, or ioyne with them; and that in respecte of ther frequent out breckings vpone all occasions, ther wiues, children and families shall be no longer wnder the protectione of this kingdome; and that such coursse shall be takin for transporting them out of this kingdome into forraigne pairts, as the estaits of parliament, or other committies, shall thinke fitt. And for encouragement of all suche as shall suffer in opposing or suppressing the saids rebells, the comittee of estaits declares that the losses and suffringes of suche as haue, or shall be actiue in the causse aganist the rebells, shall be takin into especiall consideratione, as ther carriage shall deserue, and repaired out off the estaits of suche as shall obstinatly persist in the said rebellion. As lykwayes it is declared, that quhosoeuer hath, or shall doe aney thing aganist the saids rebells and ther adherents and abettors, or aney of them, in ther persons or goods, during the tyme of ther continuance in rebellion, shall be free of all actions criminall or ciuill, at the instance of aney persone whatsoeuer for the same.

And, lastlie, it is ordained, that thesse presents be printed and published at the mercat crosses of

Edinbrughe, Glasgow, Stirling, Perth and Aberdeene; wich publicatione, at the places forsaid, the committee of estaites does declare to be a sufficient intimatione to the haill persons aboue specified, and to all the leidges.

Edinbrughe, Maij 4, 1649.

THO: HENDERSONE.

The effecte and sume of K. Charles the 2ds. finall Answer to the Scotts Commissioners at the Hauge, in the begining of Maij, 1649.

As it is sett doune in the Englishe Diurnall of the 21 of Maij, this same zeire.

I haue, (out of my caire to the peace of my kingdome of Scotland,) offred unto you maney thinges for the satling of my subiects ther, and I doubte not bot al honest men will ahere to me. I haue endeuored to giue you quhat satisfactione I may with honor and saftie to my people; and zet you tell me that you cannot abate me of thesse vnresonable conditions (wiche neuer subiects proponid to ther King) put vpone me; bot althoughe you declare unto me, that befor I be admitted to the exercisse of my regall pouer, I shall giue satisfactione to the kingdome in thosse thinges that concerne the security of religione the, vnion betuix the kingdomes, and the

good and peace of my kingdome of Scotland, wich I haue manifested wnto you. Zet you still presse me aganist my conscience, and comon liberty to eurey subiecte, to take the couenant; and put diuers other thinges vpone me not proper for a King, tendring the weillfaire of his people, to doe; bot if you refusse to admitt me, I doubt not bot I shall be admitted King without you. The committee of estaits haue alreadey proclaimed me, not only the righteous heire and lawfull successor to my deceassed father, bot declared ane vnanimous and cheirefull acknowledgement of my lyffe, and successione, by laufull right and wndoubted successione and dissent, King of Grate Britane, France and Irland; and that all the subiects of Scotland are bound humbley to obey, manteine and defend me as ther Souerainge Lord and King; the performance quherof I shall expecte from the committee of estaits, the assembley of the kirke, and all my louing subiects.

Baluenie.

One the 2d Tuesday of Maij, this zeire, 1649, a partey of 120 horsse at Baluenie, vpone Spey, commandit by Leiuetenant Generall Lesley to attend thesse feildes, wnder the conducte of Collonell Ker, Leiuetenant Colonell Hacket, L. Colonell Strachen, the most considerable pairte of the rebelles in the northe, wer by them beattin and routted, to the num-

ber of 1200, of quhome betuix 60 and 80 were killed, and neire 800 takin prisoners; amongest quhom the Lord Rae with his most considerable officers, and diuers gentlemen of the name of Mackenzie. The prissoners sent to Edinbrughe in Maij, this zeire, wer

Lord Rae,
Robert Mackcay,
Rorie Mackenzie of Readcastle,
Colin Mackenzie of Pennicke,
Jo: Dumbar,
Mackenzie of Laick Housse,
Duncane Mackay,
Donald Mackay,
Johne Mackay,
Rorie Mackloyd,
Johne Mackalester,
Norman Campbell,
Rorie Mackleine,
Murdo Mackenzie,
Hector Mackenzie,
Kenethe Mackenzie,
Donald Mackfarsone,
Thomas Mackfarsone.

All thir wer imprissoned in the tolbuith of Edinbrughe, in this same mounth of Maij.

23 of Maij, 1649.—The parliament sat doune againe this day; in it ther was onlie 4 Lordes, and not 20 barrons and burgesses.

SPRING.—The spring this zeire was cold and dray, for the most pairt, with some seasonable showris in the latter end of it; wich coldnes made the grasse to be werey long in growing, the hay to proue werey bad and shorte, and the cheisse and butter to be deire, viz. the cheisse 58sh. and 3 lib. the staine; butter 6 lib. the staine.

One the 11 of Junij, this same zeire, the Scotts comissioners, viz. Earle of Cassiles; the Laird of Brodie, in Murray; Mr George Winrhame of Libertone, in Edinbrughe-shyre; Mr Alex: Jeffra, burges of Aberdeine; and Mr Robert Balzie, and Mr James Wood, ministers; returnid from Holland, landit at Stenhiue, in Merins, and went iorney from thence to Edinbrughe.

23 Junij, 1649. This 2d sessione of the second trienniall parliament, sitts only in the afternoone, and the sessione sitts befor noone. Ther wer 10 noblemen only present from the doune sitting to this day; often fewer, bot neuer more, viz.

Marq: Argyle,	E. Leuine,
E. Sutherland,	Vis: Arbuthnot,
E. Cassiles,	Lord Cathcarte,
E. Buccleuche,	Lord Burlie,
E. Louthean,	Lord Couper.

In the begining of Junij, this zeire, the parliament, by ther proclamatione, licensed Englishmen to bay and transport oxen, kyne, sheepe of all sortes, lykk-

wayes horsses and colts; wich wes one of the most hurtfull actes could be made to ruine Scotland, and aduance the deseignes of the enimies therof; bestialls of all sorts being at so heighe a rait thesse 4 zeirs bypast in this countrey, and fleches in the comon marketts scarsse bayable, bot at werey exorbitant raitts; the lyke had neuer beine seine in this kingdome hertofor, since it was a natione.

In Junij, this same zeire, also, 1649, the pryces of wictuall and cornes of all sortes wer heigher then euer heirtofor aney liuing could remember.

Whyte wes sold at 16 and 17 lb. the boll;

Beare at 13 lb. 6sh. and 8d. and 14 lb. the boll;

Peasse at 14 lb. the boll;

Ottes at 15 lib. the boll;

Otte meall at 15 lb. 9sh. and 16 lib. the boll;

Peasse meall at 9 lib. the boll, and 9 lb. 10sh. And thesse wer the raittes of wictuall and cornes in Fyffe; bot in Lothean, Edinbrughe and Leith, the pryces wer muche heigher.

The malte comonly wes solde in Fyffe and the adiacent pairtes of Angus, at 13 lb. 6sh. 8d. and 14 lib. the boll.

And the aile wes sold for 2sh. 8d. 3sh. and 3sh. 4d. and the worste of all 2sh. Wyne saicke wes sold in Fyffe at 34 and 36 shillings the pynte; and French wyne at 14, 15 and 16sh. the pynte.

Nota. That Sr Heu Cambell of Cesnocke, and

Alexander Brodie of the same, quho wer made Lordes of Sessione by the parliament this zeire, in place of Sr James Locart of Lee, and Sr Johne Hamilton of Orbestone, displaced by them, wold not except one them the place of sessioners, bot refussed the same.

About the letter end of Junij this zeire, a committe from the generall assembley mett at St. Andrewes, for examining of vittnesses aganist Doctor Johne Baron, prouest of S. Saluadors colledge, and some of the regents and masters of that vniversity, wpon diuers poynts of ther behauior and carriage, (being matters of werey small consequence) bot extremly hatted and maligned as frinds to monarchey, by Mr Robert Blair, Mr Samell Rutherfurd, and Mr James Wood, men gratly malinging monarchey, as some of ther wretts bears wittnes to the world, especially Rutherfurds booke intituled, Lex Rex. This comittee told Baron in plaine termes, that they wer commandit to proceed aganist him by the adwysse of Blaire and Rutherfurd, and sew him in douneright tearmes that he could not keepe that place; bot if he wold woluntarly demitt, they wold prowyd a zeirlie mantinence for him, prowyding he wold remoue himselue out of that vniversity; wich his frinds, seing ther malice, willed him to doe, ere he wer constrained. So that vnder hes hand, this 30 of Junij, he consigned a demissione, condition-

ally, (that he should be prowydit for witherways) in the hands of Mr Dauid Forret, moderator of that comittee, minister of Kilconquher. This committe called scollers as wittnesses aganist ther auen masters, without asking if they had aney thing obiecte aganist the saids wittnes, they for the most pairt being (contrair to law) all minors.

Zounge scollers wer accussed for that they should haue said that ministers, now at least some of them wer become false profitts, fosters of calumnies, and vniust accusers of ther brethren.

2. That Argyle wes infamous by the dayly oppressions and iniuries he wssed towards honest men, wnder the clocke of religion and law.

3. That they wer not honest, nor treuly religious, that aueur'd Maior Straquhan a notorious villane to hes countrey and presbeteriail gouerniment.

Nothing of all thesse 3 calumnies wes prouin aganist the zouthe accussid, bot onlie he voluntarly confessed, that indeid he loued Argyle better then aney of hes accusers, and if he had at aney tyme called him infamous, (which he did not remember he had euer done) wes onlie that to the world he had not beine famous, in respecte of his ciuell succes in diuers batells and conflicts he had lost, and in hes not fighting with the Earle of Craufurd in A° 1648, quhom Argyle himselue had challenged to combat at a certaine place. In this acte he thought

that Argyles honor suffered muche, wich posterity could not bot take especiall notice offe.

Rutherfurd and Blaire tooke small notice of aney of hes poynts, bot of that concerning Straquhane, a breuers sone in Muskelbrughe; for this (altho not prouen) the zouthe was sentenced to be publickly bettit in the comon scolles; bot he disdainid ther vniust sentence, and left the colledge.

It is to be notted, that in eurey colledge Blare, Rutherfurd and Wood, hes ther emissaries and dilaters, and if one word be spokin, it is made too, if aganist them they hait, especially if they be learnid, or not ther way, or depending one them; so that it wold appeire to all honest men, that thir thrie men hes with ther abbetors layed thesse followiug groundes.

First, To displace and defame, quo cunq: modo, all honest and learnid men.

2. All that affectes monarchey or kingly gouernment.

3. To displace all thesse in place that holds not ther tenetts, and to suffer not to be preffered bot of the auen stampe.

4. To haue all places in the vniversity at ther dispositione, that all, both masters and scollers, may depend one them, that with the more cuning they both poyson the fontans of religion and policey.

For Mr. Rob: Blare wes, Reg: Ja: 6, banished

the wniversity of Glasgow, (for hes antimonarchicall tenetts) to Irland, quher he lurked till thesse vnhapey troubells began in Scotland; and scarsse wes he weill returnid, bot preferrid by thesse that fauored him, then preferrid to be minister of St. Andrewes, thereby setting him in a place quher he could most diffusse hes venome.

Mr Samuell Rutherfurd, altho lousse in hes zouthe, hes beine from his first begining a suorne enimey to monarchey, as hes wrettings testifie; a hatter of all men not of hes oppinion, and one quho if neuer so lightlie offendit, vnreconcilable; woyd of mercey and charity, altho a teacher of both to others.

Mr Rob: Dagleishe, agent for the kirke, was clercke to forsaid committee.

Julij, 1649.—In the begining of Julij, this zeire, 1649, the Earles of Tueddale and Panmure, with the Lord Balcarras, wer admitted to the parliament, notwithstanding that they both wotted and acted for the ingagement, 1648, and the Lord Forrester also.

One Vedinsday the 3d of Julij, the generall assembley sate doune at Edinbrugh. Mr Robert Douglasse was chosen moderator.

Mem: That in the begining of Maij, this zeir, Dauid Leslie, the Leiuetenant Generall, being at Brechin, Mr Mungo Law, one of the prechers of Edinbrughe, being sent by the commissione of the

kirke to see Maior Straquhane casseired, (if it so pleassed the Leiuetenant Generall,) or wtherwayes to submitt himselue to hes orders; in presence of the L. Generalls ladey, and maney more, Mr Mungo said that he should be heartlie sorey, that the L. G. should displace Maior Straguhane; for if he so did, he assurid him that he wold want the prayers of 10,000 of the saints and godlie of Edinbrughe, to accompeney hes armey: sua Mr Mungo played hes bussines so handsomly, that he persuadit the L. G. that it was better for him to tollerat one sectarey, (and a villane) quhom he called a godly and religious sant, then by degrading of him, disapoynt Cromwell of his intelligence, and himselue of the shoe sants of Edinbrughes prayers.

Edinbrughe, 11 Julij. To London. Our assembley goes one sueetly; they ar about a neu psalme booke, to be sung throughout all churches, wich by some is weill takin, ther moderator beinng Mr Robert Douglas, who caried it bot by a werey few woyces before. Mr James Guthrie is werey wysse in his carriage, in keiping a bar as zet one the malignants, till they be vintered and summered not to be admitted to aney publicke meittings. Ther is no newes from our King, wich makes our parliament continew longer then it was expected. You shall neuer persuade some heir that L. Generall Cromwell, your new Gouernour of Irland, shall goe thither, for

quhat he doe ther, say they, quhen in effecte Dublin is gone? therfor, I pray you, cleir ws in the doubte, wither ther be aney reality herin, and quhat number he takes with him. The north of Irland, except Derry, is all in the enimies hand, wich will proue of sad consequence to bothe nations, if some speedey coursse be not takin. Our suppleis sent towards Carickfergus, in meall and other thinges, is fearid will come too shorte, zet it shewes our willingnesse to reliue thosse poore souls, of quhosse misserey wee ought to haue a fellow feilling. Mr Ferguson, a minister from thence, is returnid this day.

Thesse are to shew posterity the correspondence was keipt betuix Edinbrughe and London this zeire.

12 Julij, 1649. The 12 of this instant the K. of Grate Britaine went from Compeigne, and about 3 of the clocke in the afternoone, being accompanied with the Duck of Anville; and from thence went to Chantilli, quher he was intertained with all the honors that were befitting his persone, according to the expresse order sent by the Princesse of Condi for that purpose. The nixt day, after dinner, he went from thence to S. Germans, quher the Queine, hes mother, went 3 myles to meitt him, and hauing mett, maney teares wer shed one bothe sydes, in testimoney of the rescent they haue of ther comon afflictione. Diurn. a 10 ad 17 Julij.

13 Julij, 1649.—L. Generall Da: Leslie told Mr Lauerence Oliphant, minister of Newbrughe, quho told me it this day, that some 5 or sex dayes befor this, in Edinbrughe, he was at a priuey committee meitting, quherat wer present.

E. Loudon, Chanceler;
Marques of Argyle;
L. Generall Lesley;
Sr Arch: Jhonston;
Sr Jo: Cheisley;
Mr Rob. Balzie,
Mr Ja. Wood,
Mr Robert Douglas,
Mr Dauid Dicksone, ministers; and
Mr Ja: Guthrie;

with the commissioners that went to Holland, viz. Cassiles and Mr Geo: Vinrhame of Libertone; quho after they had spokin of maney bussines, at last they fell wpone that bussines and message to the King, and hes last ansuer to the commissioners; and all of that concludit in this, that if he wold giue satisfactione anent religione and the couenant, by wich they wer all tayed to manteine and assist him to the last drope of ther blood, and vtemost endeuor. Onlie 3 of them opposed that conclusione, by all meins, and with diuers arguments, sauoring of themselues and ther zeall to the new Englishe comonwealthe.

The 3 opposers wer Sr Archbald Jhonston, Register; Sr Jo: Chisley, the new Master of Requysts, (a basse fellow, borne in Clidisdaill, lait clerke to the Scotts commissioners in England, knighted by

K. Char: I. at the Isle of Wight;) and Mr James Guthrie, minister of Lauder; a man once totally episcopall, bot now a pryme rayller, a grate fauerer of conuentickells, priuey meittings and sectaries.

At this same tyme, Pilat Bradshaw, Lord President of the counsaill of estait, (quho adiudged K. Charles to dye) was made, by that infamous parl: chanceler of the dutchey of Lancaster, Julij 14, 1649.

15 Julij, 1649. William Murray came from Holland at this tyme, quho was long looked for to be the expresse promissed by the young King to the Scotts commissioners, to be sent heir with his last anssuer. Some priuey letters he brought from the King to some particular men, the contentts quherof was not reweilld; he denayed that he had aney publicke message, ore commissione, or letter from the King; zet it wes knowen he had priuat to Argyle and the Chanceler, &c.

29 Julij, 1649. To remember how that one Mr Naysmithe, a minister at this generall assembley, argued much to haue the haill teinds to the churche, and wes opposed by the Marquesse of Argyle and Earle of Cassiles, with all the lay elders, as a propositione muche scandalizing the professione and ther often promisses, zea, (said some, a thing not belonging to them.) Bot Naysmithe, werey impudently

and affrintedly affirmed, that it must be manteind that the teinds did belong to the churche, jure diuino. Argyle ansuered, wee must manteine the contrarey, with all our pouer, of that falls oppinione of yours. Cassiles said, the more ze gett, the worsse contented you are; bot in this ze haue nather diuinity wnder the gospell for the same, nather ressone or aney poynt of humane law. Then, said Argyle, the churche hes alredey the 10 of all the rent of the land, zet it seime they are not content, nather are they the 30 pt. of the inhabitants, I may say not the 100 pairt: it is not good to awalkin sleiping doges. The moderator, Mr Robr Douglas, said, that hes brother, Mr Nasmythe, spoke mor rashlie then he was awarre offe; and he admired he was so impertinent, and therefore willed him to be quyet; bot Nasmythe replyed, he only spoke out that wich maney more of that number of hes professione thought: some lay elders, that wer barrons, sitting by him, desyred him to burey that, wtherwayes they wold make the suorde decyde that questione, and lett him and all suche couetous persons see that teindes wer not wnder the gospell juris diuini, bot juris humani. So you see how Nasmythe did sing, the shamefast caroll, in face of the assembley, in name of hes brethrein.

Julij, 1649. In the generall assembley, haldin at Edinbrughe, in Julij this zeire, ther wer werey maney

ministers depossed, for manteining the last expeditione into England to be lawfull, for reliffe of our King, quhome thesse bloodie blasphemers hes since killed, contrarey to the soleme leauge and couenant with that perfidious natione; amongest quhom wer Mr Androw Ramsay and Mr William Collin, ministers of Edinbrughe, tuo learnid and worthey men; they wer much regraitted by honest men, and thesse quho treulie loued peace and treuthe. Bot the current of the tymes went so, that in respecte they wold not dance to the play of the leaders, Douglas, Dicksone, Cant, Guthrie and Law, they wer deposed from the ministeriall office, quhen as one of them, viz. Mr Androw Ramsay, hed beine ane actuall minister aboue 53 zeires, quherof he had seruid in Edinbrughe 36 of the same.

L. Generall Mideltone went werey neir at this assembley to be excommunicat, wer not he compeired and spoke boldly for himselue, and hardly got 4 monthes to adwysse quhither he wold subscriue that declaratione emitted by the assembley anent the ingagers or not.

30 Julij, 1649. Memorandum.—To be resolued of this doubte, viz. that since all the malignants of the kingdome did auer that James Grhames succes and prosperous fortune in so maney batells winne be him, did cleirly demonstrat Gods fauor to him, and the goodnes of hes causse, (wich by the pre-

cisse pairty) was thought the only not to know a malignant by, in that they manteined and fauored so vnchristian and Turkishe ane oppion; as if the goodnes and lawfullnes of the causse dependit altogider one the successe.

And now, since Julij last, 1649, and the Whigamore road, the face of gouerniment being changed and put in other hands, and the kirke now asspyring to so grate a height and triumphe, all ther papers, actes almost, and declarations bothe of churche and stait, runs with that same clausse, viz. aganist all wich, not only eminent testimonies of Gods wrath haue beine giuen, in defaitting of them, &c. meining the Englishe engagement, bot especiallay the course perseued by the Earle of Lanrick, George Monro, at Sipling and Pluscardey, and ther adherents in the northe.

The blasphemers and sectaries in England, from ther bygaine prosperous successe in all ther impious and wicked actions aganist Gods treuth, diuyne and humaine lawes, wich they haue trampled vnder footte, affirme in al ther declarations, lykwayes, to be the only causse quhay the Lord fauors them in all ther interprysses aganist the wicked (as thie call all suche quho are not of ther mynd and oppinione) within the 3 kingdomes, naming themselues, and all wthers sectaries and blasphemers of ther stampe, the godlie and the saintes; quhen, indeid, all ther actions are

not only illegall, bot most irreligious and impious, both contrarey to lawes of God and men; themselues being tainted with all the hainous sins and impieties quherwith aney heathin nation hath beine branded, euen Sodome itselue; if periurey, couenant breaking, hipocrasie, ambition, couetousnes and all sortes of blasphemies, in the heighest degre, aganist the blissed trinitie, can be them be accompted sins.

Suche are the now sants that oppresses Gods people in thesse kingdomes, and all wnder the color and pretext of concience, and clocke of religione

Julij, 1649. Mr Johne Maule, a broken merchant, laitly master'd at Glasgow, and imeadiatly turn'd preacher, in the begining of this mounthe, making a learned sermon no doubt, (for the gentleman hes no language bot hes mothers,) wnwronging Precian, in the churche of Brechin in Angus, befor a famous auditory; the glasse hauing far out rune his discoursse; to make the tyme, he falls vpone the Kinges books, Εικων Βασιλικη, and with maney fearfull imprecations, exclaimes aganist it, as aganist a most execrable thing, full of leyes and vntreuthes; saying, they call it the Kinges booke; bot, beloued people, I assure you, it is the deiuells booke, come from the bottomlesse pit of hell, and fearced full of wickednesse and impieties; and with thesse discourses, this braue preacher consumid his glasse.

Not.—To inquyre the maner how Mr William

Marshall, minister of Salin, being troubled in conscience, deyed, of quhom the report went, that he had stab'd himselue, in Julij, 1649.

Lykwayes, to inquyre how Mr James Spens, minister of Aua, deyed, Julij, 1649.

SOMMER.—This quarter proued pleasant and werey hote, with much raine about the midell of Julij, wich lenthened the corne muche. The pryces of corne raisse werey much this soumer. Peasse wes sold at Haddington markett for 22 lib. Scotts the boll; aitmeall in Edinbrughe markett 15 lib.; aittes 14 lib: zea, in Fyffe, aitt meall was sold for 13 lib. 6 sh. 8d. and 14 lib. Beare meall 12 lib.; peasse meall 8 lib. and 9 lib. in some places; the whitte was chapest, being sold for 13, 14, 15, 16, and 17 libs.

6 Agust, 1649. This day the generall assembley raisse, being Monday, about 9 a clocke at night, after they had sitten from the 3d of Julij, now a mounth and 3 dayes.

7 Augusti, 1649.—The night befor the ryssing of the parliament, ther fell out a grate debait in the housse, anent the anuall rents of moneyes, wich the nobilitey and some of the barrons that followed them, wold haue reduced to 6 per cent. Aganist wich acte, Sr James Steuart, prouest of Edinbrughe, in name of the haill burrowes of the kingdome, did protest in the contrarey; and so all of the commissioners of the burrowes arrosse and depairted the

housse. The E. of Cassiles said, well, since they wer gone, they wold wote the acte, for they might als well doe it without them, (meaning the burrowes,) as they had done maney more of grater consequence, bot a King or his commissioner. And so 2 estaits past this acte, without the 3d.

Vedinsday, the 11 of Agust, 1649.—The parliament rosse, and the generall assembley arrosse vpone the Monday the 9 of this same mounthe, about 9 a clocke at night; and ther new elected commissione of the kirke, had ther first meiting one the morrow, being Tuesday the 10 day; and appoynted ther first quarter sessione, (as they call it,) to meitt at Edinbrughe in the begining of November nixt, this same zeire.

12 Agusti, 1649.—One Sunday, the day aboue wrettin, about 3 in the afternoone, deyed Patrick Lesley, Lord of Londors; he was neuer maried, bot had aboue 67 basse children, sons and daughters, he was aged - - - - at Pitcartey; and was interrid priuatly at the east end of Neubrughe churche, one Tuesday in the night, the 14 of the same mounthe.

On Thursday, the 23 of Aguste, this zeire, the Lord Borthwick maried ——— Ker, 2d daughter to William, Earle of Lothean, one of the principal secretaries of estait; her grandmother was sister to Archbald, now Marques of Argyle.

24 Agusti, 1649.—Ther mett at Perth, the day aboue wrettin, the comittee of estaits, from Edinbrughe adiorned thither. By the ane acte of the last sessione of parliament, ther wer present ther, of

Noblemen,

E. of Loudone, Chanceler; Lord Burlie, Lord Couper.

Barrons,

Sr Jo: Moncriffe, K. Barronett;
Arthur Erskin of Scotts Craige;
Sr Ja: Arnott of Ferney;
Sr Tho: Ruthuen of Freeland;
Sr Jo: Broune of Fordell;
Mr Geo: Winram of Libertone, one of the Coll: of Just:
Sr ——— Inglis of Ingilstone;
Sr Jo: Walchope of Nidrie;
L. Generall Dauid Lesley;
Sr Arch. Jhonston, Clerk Register;
Mr Tho: Nicholsone, Adoucat.

Burrowes,

Sr Jo: Smythe, for Edinbrughe;
Geo: Jamesone, for Couper;
Ja: Suord, for St. Andrewes;
Pat: Ross, for Perthe.

Ther commissione wes to see the peace of the Heighlands; item, cause the cheiffes of the clanns reueu ther bands for the public peace; item, to

causse the pryme men of the Iles and Heighlands to subscriue the band appoynted by parliament in Febrij last; item, to borrow moneyes, &c.

Memor: That one Thursday the 30 of Agust, in the presbetrie of Couper, some queries being giuen in by Dauid Mackgill of Nether Rankillo, younger, Mr Jo: Mackgill, minister at Denbolge, hes brother, moderator of the presbeterey, hauing remoued himselue in his brothers causse, and Mr George Thomson, minister at Kilmaney, moderatting, in hote and heighe tearmes, not to medle in that bussines, bot be a litle sparing, since that both the parliament and committee of estaites had giuen diuersse determinations and sentences in thesse bussines; and that the mater was mere ciuill and did not belonge to therjudicatorey. Mr George anssuered, that was not eneuche that if the parliament did wronge, they should not conniue therat; ane other replayes to him, it wer good that they should bewar to medle with the parliament. No, sayes Mr George, werey proudly, wee must and vill correct the parliament; and afteruards finding some of the brethren to smyle at his ambitious foolishnes, he then begane to retract quhat he had spoken, bot could not make sensse of it. This was certified me by Jo: Arnot of Woodmill, a reuling elder ther present, (and ane quho was interessed in the said qurees,) and by Mr Dauid Orme, minister

of Monemaill, betuix Woodmill and Kynaird, one Monday 3d of Sept.

Nota.—It is to be remembred, the cheiffest belowes that hes blowin this terrible fire, wer first the vnhappy bischopes of bothe kingdomes; and now the preachers and ministers, viz. protestants, presbiterians, sectarians, independents of all sortes, quho, in leu of obedience and conformitie to gouerniment, and compliance with the necessities of so good and religious a King, did teache and obtrude to the people (all this tyme bypast, and now still) nothing more then Christs causse, religion, liberty and preuilidge of the subiecte, quherby they haue not only imbittered the affectione of the vassall, bot in effecte quyte poysoned aganist ther natiue soueraingе and prince, quhence this aphorisme may be collected:—

That the best instruments misapplayed doe gratest mischeiffe, and proue most dangerous to aney stait; and as of the sueitest winnes is made the sharpest vineger, so churchmen, quho, by ther holy functione and robes of innocence, should be the sueitest of all professions, quho should breathe nothing bot peace, vnitie, allegeance and loue, if they misapplay ther talent, and abandon themselues to the spirit of faction, they become the bitterest enimies, the most corroding cankers, and worst vipers in aney comonwealthe, and most pernicious to the prince; in regard that they, hauing the suay ouer

the conscience, wich is the rudder that steeirs the actions, wordes and thoughts of the rationall creture, they transport and snatche it away whither they will; making the beast with maney heads conceiue according to the color of thesse rods they wsse to cast befor them.

Not.—Agust, 1649. The present gouernours of this kingdome hes maney excellent wayes and inventions to gett money; in so much quhen the cow slack'd, they haue a way to presse her nipples, lyke Prospero Colonnas goosse, plucke the old fetheres of the oppressed gentrey, burgers and comons, that the new ones may grow the faster. In thesse pilfering dewyces, the Chanceler, Register, Jonstoun, and some of the leading ministers, and others of ther complices, exelles.

A merrey Jest

About the latter end of this past winter, ather in the end of Februarij, or beginning of Marche, this zeire, Mr Robert Farquer, in Aberdeine, being fallin in dislyke with the Campbells and present gouernours, for hes agility in the lait expeditione to England, being then comissarey for the northe shyres, was now called to ane accompte, and summond to Edinbrughe for that end. He was grately perplex-

ed, fearing that if he came in ther handes, without some holy recomendatione, per expressum, notwithstanding the naturall drynesse of hes lancke leane bodey, zet. they would so squisse him with ther skrewes, so longe as they could perceaue aney comfortable juce in him, that heirafter he wold looke rather lyke one thunder slaine, then a liuing creture. Bot he, a sutle craftie fellow, hauing wex'd himselue a long tyme quhat coursse to take, to euitt the racke and gins layed for him, at last bethinks himselue of one way of addresse, as the moste assurid of all otheres, wich was thus :—

The tyme of his compirance at Edinbrughe drawing neire, (for he behoued to take iorney one Monday) causses, aganist Sunday at night, hes wyffe make good cheire, and sendes a particular confident of his to Mr Androw Cant, the minister of Aberdein, (one quhosse northerly motion had a werey grate influence one the south, he knowing Arcana Imperij) to invitt him to supper. He refusses to come once, tuyce ; at last, Mr Robert resolues with himselue to haue him at aney rait, and furthwith goes to his housse himselue, and werey earnistly, in submissione and humble termes, intreatts him to lett him be honoured with hes companey at supper. The minister refusses, in respecte of the coldnes of the night ; he still vrges him to goe, and he should find ane sure antidote for aney cold. At last being ouercome by

Mr Roberts importunty, he goes home with him, (all this tyme it is obseruable how he cald him no wther but still Master Robert) and being sett by the fyre, and made werey welcome, Mr Robert goes to his closet, and brings to the hall a goune of blacke veluett, lyned with martrickes, and wold haue Mr Androw putt it one, wich, with small intrettey he did: (therafter, in all his discourses, he calls him ather prouest or comissary, and not Mr Robert). So hauing supt, and made a plentifull meall, and being againe sett by the fyre, Mr Robert asks the minister, if he had aney seruice to command to Edinbrughe, for he was citted to appeir ther befor the parliament, to make hes accompts, and therfor besought Mr Androw that he wold recommend him to some of his most confident frinds, wich he promissed to doe. At last, bed tyme drawing neire, Mr Androw rysses to be gone, and wold haue castin off the goune; bot Mr Robert intreatted him not to doe so, nor wrong him that farr, in respecte he had brought him from his auen varme housse in so cold and rigid a night, to pertake of so homly fair, for no other end bot to bestow that chamber goune one him, as befitting his age and grauity, wishing it had beine better for his causse; bot such as it was, he humbley intreatted to accept of it, as ane assurance and tokin of hes loue and affection to him, wich Mr Androw did without more ceremoneis. So Mr Ro-

bert did accompaney him home, with his goune one his shoulders, and at pairting, Mr Androw told him he should not doe weill to goe without his letters. He said he wold not. To morrow he got his letters, one to Argyle, ane vther to Lothean, and the 3d to the Register, Warrestone, with 2 to some ministers, wich made him welcome to Edinbrughe, and afterwardes to dance about that fyre, (wich, as he fearid) should, if not burned him, zet at lest scalded him verey sore. This historey I had from a werey confident and intrinsicke frind of Mr Roberts, quho had from his auen mouthe, and told it to me, the 10 of Sept: 1649. M. I. M.

September, 1649. For traying the lowsse liues of the ministery of Angus and Mearnis, the lait generall assembley haldin at Edinbrughe, in Julij last, appoynted a committee of ministers and reuling elders to wisit that prouince, in September and Octobar this zeir, wich they did, and depriued 18 ministers; and tuo expectants they silenced; 5 ministers they suspendit; and tuo kirkes, wich had old failed men, they ordained to be prowydit of new ministers.

This committe tampered a quhyle with the Lord Ogiluey, he being remitted by the generall assembley to them, bot could prewaill nothing with him to conforme himselue to the acte of the generall assembley; so that they gaue him the 1 day of Nouember nixt, ather to giue satisfactione, wtherwayes

they assurid [him] that then, and no longer, the church wolde superseed the pronuncing sentence of excommunicatioue aganist him, for his contumacey and disobedience.

In September, this zeire, George, Earle of Kinnoule, with 80 commanders, and aboute 100 Danes and strangers, arriued in Orknay; they gaue themselues out for the for-runners of James Grhames armey of strangers; they tooke the castell of Birsay in Orknay, and garisond it; they brought armes and amunitione with them for 1000 men, and imediatly entred to leuey and presse souldiours.

In the begining of Septem: this same zeire, the Earle of Craufurd and Lindesay, hauing receuid a passe from the committee of estaits to goe offe the countrey, was delte with by his frinds to subscriue the band enioynd by parliament, wich altogider he did refusse, wnles they wold score out of it that claus, quherby the subscriuer did acknouledge the last session of parliament to be a laufull parliament. Argyle being absent in the Heighlands, and the Register, Jonston, not in toune, the Chanceler opposed the delating of it. Bot the committee of estaits caried it by plurality of woyces, that that claus should be delet, and he should subscriue it; so the Chanceler tooke vpe the band after that Craufurd had subscriued it, and wold not produce it, that it might be inrolled, and acknowledged satisfactorie; bot the

committee, with werey heighe wordes, forced him to produce it, and imediatly past ane acte that Craufurds subscriptione of that band, without the forsaid claus, was satisfactorie; one wich acte, Craufurd did wreat to the committee a letter of thankes, and shew them that since they had granted that fauor, that he wold make no wsse of ther passe, bot wold stay at home, and not depairt offe the countrey.

1649.—The 11 of October, this zeire, Mr George Winhrame of Libertone, one of the Senators of the Colledge of Justice, tooke shipe at Leithe, sent by the comittee of estaits to the King, nou at Bruxells, in West Flanders, with letters. He went in companey, in a staits man of warre, with the Conseruator, Thomas Cuninghame, to Holland.

Memorand:—About the 14 of October, this zeire, 1649, the rumor of thesse comanders and poore souldiers that had accompanied George Hay, Earle of Kinnoule, to Orknay, and wer bussie leuing souldiers ther, made L. Generall Dauid Lesley passe northe with some 7 ore 8 troupes of horsse, quher he stayed some 15 dayes, confirming the northern shyres in ther obedience, and weiuing the garisons ther; returned southe about the begining of Nouember, finding no sture nor oppositione ther.

Haruest quarter.—This zeire, in the begining, was faire, bot after Michellmisse, ther was grate raines in the lowland and in the heigh landes; the snowes

wer verey grate, zet the cornnes wer weill woune, the whyte, peasse and beare wer good, bot in the best groundes the ottes wer worste, and generally the corne yairdes wer bot of a small bulke in Fyffe, Loutheans and Angus especialley.

In October and Nouember this [zeir,] ther rane and wer spred frequent rumors that L. Generall Oliuer Cromwell wes routted in Irland, zea killed; and againe, that he bore all doune before him lyke ane impetuous torrent; how that he had takin Tradaffe and Washeford, and ther nather sparing sex nore age, had exercissed all the cruelties of a mercilesse, inhumane, and bloodie butcher, euen brutishley aganist natur. One thesse rumors, Wil: Douglas did wreat thesse lynnes:—

Cromwell is dead, and risin, and dead againe,
And rissen the 3d tyme after he was slaine;
No wounder for he's messinger of hell,
And now he buffetts ws, now posts to tell
Quhats past, and for more game new counsell takes
Of his good frind the Deiuell, that keipes the stakes.

The 10 day of Nouember, this zeire, departed this lyffe Anna Balfour, Ladey Elcho, eldest daughter to Robert, Lord Burlie; and wes solemly interrid at the churche of Ester Wymees, the 22 day of the same mounthe, being Thursday, 1649.

The 12 day of Nouember, this zeire, Robert Douglas, Earle of Morton, departed this lyffe, of a

displeasure conceiued at his nephew, George, Earle of Kinowle, at the castell of Kirkewall, in Orknay, 1649.

Johne, first Earle of Wymes, departed at his housse of Wester Wymees, about 11 of the clocke in the fornoone, one Thursday, the 22 day of Nouember; and wes interrid at the churche of Easter Wymees, solemly amongest his ancesters, one Tuesday, the 4 day of December, 1649.

He maried Jeane Gray, eldest daughter to Patrick, Lord Gray, and had by her issew suruing 1 sone and 5 daughters.

Sr Alexander Hamiltone, brother to Thomas, first Earle of Haddingtone, Generall of the Artelizerie of Scotland, a man of a rare spirit, and a werey valiant souldiour, departed this lyffe at Preistfeild, neire Edinbrughe, 26 of Nouember this zeire, 1649; he was 3 married.

1 wyffe, the eldest daughter of Tho: Dalzell of Bins, in Linlithgowshyre;

2 wyffe, was Cochrane, da: to - - - - - -

3 wyffe, was Crightone, 3d daughter to Sr Dauid Crightone of Lugtone, in Fyffeshyre.

December.—In December, this zeire, Johne, Earle of Craufurd and Lindesay, wes anew summond to subscriue the band for acknouledging the last sessione of parliament a lawfull parliament, and all the actes made therin, wich he had formerly refussed to

doe, or wtherwayes to enter his persone within the castell of Edinbrughe. Bot he resolued to escape for Holland, and went to the Ely, a purpois to embarke, hauing the comittee of estaits passe; notwithstanding thereof, they had nou resolued, contrary to ther former passe, one aney tearmes to imped his woyage, and therfor sent to his housse some commanders to seasse one all he had, wich hes ladey seeing, sent to the Ely to him, befor he had embarqued, and made him to returne to hes auen housse; some of the nobility and ministry taking a dealling for moderating the committee of estaits rigor, and delaying the vrging him to a furder tyme.

My Lord wes euer contentit to giue the churche all resonable satisfaction, bot to declare that sessione of parliament quherby the engagement for the Kings liberatione aganist the perfidious hereticks and faithbreakes of England, wes wnlawfull, being commandit by parliament, and him to acknouledge the last sessione of parliament, quho had no vther varrant for ther meitting, bot the indiction of that wich they disanulled; that he wold not doe one aney tearmes, for if he should so doe, then he behoued to ratiffie that sessione of parliament, that had quyte altered the gouerniment established by the former session of parliament, quherin wer aboue 65 of the nobility, and in this, not aboue 3; as also by so doing, he ratiffied that acte of thers, by wich he was outted

of hes office and place of Lord Thesaurer of the kingdome; and consent to diuers others actes, wich werey bothe preiudiciall and dishonorable to himselue and to his neirest frinds, enacted by that sessione of parliament, aganist all law, resone and liberty of free Scotts subiects.

The ladey of Pittardo in Fyffeshyre, a sister of the housse of Fordell, Hendersone, being apprehendit for witchcraft, wes imprissoned in the tolbuith of Edinbrughe, in the mounthe of Julij, this zeire, and a commissione giuen by the parliament, then sitting, for her trayell, quher shoe remained vntil the midle of the mounthe of December thereafter; and being weill at night, wes found dead one the morrow, all suolnne, the symptomes of poysone being seine one her. It was thought that shoe ather [had] taken the poysone of herselue, being guilty of that hellish cryme, or that it had beine administrat to her by the adwysse of her frinds and kinred, quhom by her wickednesse, (if shoe had been publickly brunt,) shoe had blotted and stained thesse families shoe was descendit off, of quhom wer discendit maney religious, worschipfull and vorthey personages, 1649.

Maney witches apprehendit, commissions giuen by parliament and counsell for ther tryell, and they execut, in the shyres of Fyffe, Perth, Stirling, Linlithgow, Edinbrughe, Haddintone, Mersse and

Peibles, &c. I mayselue did see, the 20 of Julij, this zeire, in one afternoone, commissions seuerally directed by the parliament, for traying and burning of 27 witches, women, and 3 men and boyes; ther depositions wer publickly read in face of parliament, before the housse wold wotte to the presidents subscriuing of the acte for the clerke issewing of thesse commissions. Lykwayes diuers commissiones wer giuen by the Lordes of Counsell, in Nouember and December, this same zeire, for traying and burning of witches; ther depositions wer read, amongest the wich ther was one that confessed that sho had beine of lait at a meitting with the deuill, at wich ther wer aboue 500 wittches present. So far had that wicked enimey of mankind prewailled, by this illussions and practisses, one thesse poore wretched miserable soules.

Take heire some passages of tuo letters, one wrettin by Sr James Steuart, prouest of Edinbrughe, the other by Sr Johne Chisley, and printed in the Englishe Diurnall of 21 of Febrij: 1649, and allowed by order of parliament.

Honored Sr,

Since the ouertoures of the sub-comittee of the estaites, and the sub-commissioners of the kirke, aboute the declared Kinges message, ther are grate

discontents amongest them; and also with the people, some clashing, also betueen thosse of the estaites, and thosse of the kirke haue beine heighe, so that they are at a grate stand quhat to doe.

It being noysed abroad that new propositions are drawing vpe, (by the sub-committee,) to be presented to the committee of estaites, and to the kirke, to be sent to ther declared King; it hath caused the people to meitt in maney places, about petitions to be presented to the committee of estaites, aganist aney further treattey with him. The kirke and most religious of the people begin to be ielous of the Kinges desainge, to suprysse them by faire promisses for hes auen ends and interest, and therfor it is laboured by the best assistance of the committee, that thosse propositions they are aboute, may be much heigher then aney thing formerlie; as that if he come, he may quholly cast himselue vpone his parliament of Scotland, to be altogider gydit by them, and cast offe Montrosse and all other enimies.

Ther is more men landit this weeke in Orknay-Iylands from Montrosse, bot the gratest pairt of his men and weshells are spoyled and lost; for of 1200 he shipped from the sea syde, neir Gottinburrey, ther are noe more then 200 landed in Scotland. (It is said heir, that thosse that cam last to Orknay-Iylands, are going for Irland;) for quhen they had sayled about tuo leaugues from the shore, they wer

shattred by sticking in the ice; maney deyed, others after got ashore and deserted: and they wer much broken.

Ther cam now onlie tuo shipes with 200 souldiers and ther officers; 12 brasse feild peices, and some small number of armes, with a parcell of amunitione. Montrosse himselue is zet at Gottenbrughe, with some Scotts, Englishe and Dutch officers waitting to see if he can gett ancy moneyes for them; if not, they will desert him.

Edinbrughe,
19 Februarij, 1649.

A List of the Forces and Ammition that was shiped by Montrosse for Scotland, most of which was destroyed and spoyled.

Imprimis, 1200 souldiers, officers for 2 regiments, 13 frigatts fraught, 2 weshells for convoyes, 12 brasse guns; the Kinges foote colors for one regiment, the Kinges standard and colores, Montrosses standard and colours, provisions for aboute a mounthe, commissions for the officers.

The Kinges standard was of blacke damaske, with 3 paire of handes folded in eache other, and one eache syde of them 3 handes and naked armes, out of cloude, with swords drawin.

The Kinges standard of foote was of blacke taffatay, with a maus head in the midele, bleeding, as if cutt off from a bodey.

Montrosses standard was of whyte damaske, with a lion rampant one the tope of a rocke, with ane other steepe rocke on the wther syde of a riuer.

The Kinges standard of horsse had this motto—Quos pietas virtus et honor fecit amicos.

The Kinges standard of foote had this motto—Deo et victricibus armis.

Montrosses standard had this motto—Nil medium.

END OF THE THIRD VOLUME.

EDINBURGH:
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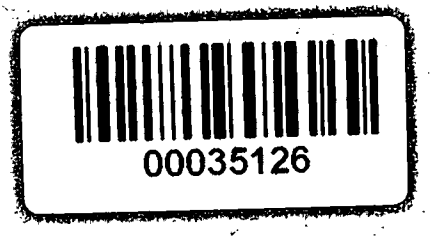
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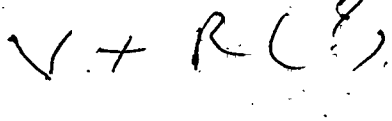

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